OFFICE OF THE CITY ATTORNEY ROBERT E. SHANNON, City Attorney 33 West Ocean Boulevard, 11th Floor Long Beach, CA 90802-4664

SECOND AMENDMENT TO AGREEMENT NO. 29132

THIS SECOND AMENDMENT TO AGREEMENT NO. 29132 is made and entered, in duplicate, as of January 22, 2009 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting held on March 8, 2005, by and between BRYAN A. STIRRAT & ASSOCIATES, a California corporation ("Consultant"), with a place of business at 1360 Valley Vista Drive, Diamond Bar, California 91765, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, the parties entered Agreement No. 29132 whereby Consultant agreed to provide unique skills to be performed in connection with As-Needed Landfill and Environmental Project and Construction Management Services ("Project"); and

WHEREAS, the parties desire to extend the term of the Agreement;

NOW, THEREFORE, in consideration of the mutual terms and conditions herein contained, the parties agree as follows:

- 1. Section 2 of Agreement No. 29132 is amended in its entirety to read as follows:
- "2. <u>TERM.</u> The initial term of this Agreement shall commence at midnight on March 8, 2005, and shall terminate at 11:59 p.m. on March 7, 2008. The first extended term of this Agreement shall commence at midnight on March 8, 2008, and shall terminate at 11:59 p.m. on March 7, 2009. The second extended term of this Agreement shall commence at midnight on March 8, 2009, and shall terminate at 11:59 p.m. on March 7, 2010, unless sooner terminated as provided in this Agreement, or unless the services to be performed hereunder or the Project is completed sooner."
- Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 29132 are ratified and confirmed and shall remain in full force and effect.

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IN WITNESS WHEREOF, the parties hereto have caused this document to be duly executed with all formalities required by law as of the date first stated herein.	
FEBRUARY 9 , 2009 FEBRUARY 9 , 2009	BRYAN A. STIRRAT & ASSOCIATES, a California corporation By President BRYAN. A. STIRRAT (Type or Print Name) Secretary JEANNE STIRRAT (Type or Print Name)
	"Consultant"
	CITY OF LONG BEACH, a municipal corporation Assistant City Manager By City Manager & Assistant City Manager

This Second Amendment to Agreement No. 29132 is approved as to form

on <u>February 20</u>, 2009.

By Deputy

TO SECTION 301 OF

THE CITY CHARTER