

OFFICE OF THE CITY ATTORNEY
DAWN MCINTOSH, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4664

THIRD AMENDMENT TO AGREEMENT NO. 35827

35827

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THIS THIRD AMENDMENT TO AGREEMENT NO. 35827 is made and entered, as of February 21, 2023, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on June 23, 2020, by and between PMCS GROUP INC., a California corporation ("Consultant"), with a place of business at 2600 E. Pacific Coast Highway, Suite 160, Long Beach, California 90804, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35827 (the "Agreement") whereby Consultant agreed to provide as-needed engineering construction management services for various development projects at the Long Beach Airport; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to reduce the amount by \$100,000 for a total not to exceed amount of \$400,000; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to reduce the amount by \$307,228 for a total not to exceed amount of \$92,772; and

WHEREAS, the Parties desire to extend the term one (1) additional one-year period;

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

1. Section 2 of the Agreement is hereby amended to read as follows.

"2. TERM. The term of this Agreement shall commence at midnight on March 1, 2021, and shall terminate at 11:59 p.m. on February 28, 2024, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner. The term may be extended for two (2) additional one-year periods, at the discretion of the City Manager"

2. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 35827 are ratified and confirmed and shall remain in full force

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1 and effect.

2 IN WITNESS WHEREOF, the Parties have caused this document to be duly
3 executed with all formalities required by law as of the date first stated above.

4 PMCS GROUP INC., a California
5 corporation

6 2/24 /, 2023 By [Signature]
7 Name Walid Azar
8 Title President

9 February 22, 2023 By [Signature]
10 Name Tarek Hilazi
11 Title Vice President

"Consultant"

12 CITY OF LONG BEACH, a municipal
13 corporation

14 _____, 2023 By _____
15 City Manager

"City"

16 This Third Amendment to Agreement No. 35827 is approved as to form on

17 _____, 2023.

18 DAWN MCINTOSH, City Attorney

19 By _____
20 Deputy

1 and effect.

2 IN WITNESS WHEREOF, the Parties have caused this document to be duly
3 executed with all formalities required by law as of the date first stated above.

4 PMCS GROUP INC., a California
5 corporation

6 2/29 /, 2023

By [Signature]
7 Name Walid Azay
8 Title President

9 February 22, 2023

By [Signature]
10 Name Tarek Hilazi
11 Title Vice President

12 EXECUTED PURSUANT
13 TO SECTION 301 OF
14 THE CITY CHARTER.

15 "Consultant"
16 CITY OF LONG BEACH, a municipal
17 corporation

18 March 3, 2023

By [Signature]
19 City Manager

20 "City"

21 This Third Amendment to Agreement No. 35827 is approved as to form on

22 2-27, 2023.

23 DAWN MCINTOSH, City Attorney

24 By

[Signature]
25 Deputy

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