

SECOND AMENDMENT TO AGREEMENT NO. 34179

**34179**

THIS SECOND AMENDMENT TO AGREEMENT NO. 34179 is made and entered, in duplicate, as of August 23, 2019 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on April 3, 2018, by and between KOA CORPORATION, a California corporation ("Consultant"), with a place of business at 1100 Corporate Center Drive, Suite 201, Monterey Park, California 91754, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34179 (the "Agreement") whereby Consultant agreed to provide as-needed professional engineering services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to extend the term to December 31, 2019; and

WHEREAS, the Parties desire to add \$500,000 to the Agreement and 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 1.A. of the Agreement is hereby amended to read as follows:

"A. Consultant shall furnish specialized services more particularly described in Exhibit "A", attached to this Agreement and incorporated by this reference, in accordance with the standards of the profession, and City shall pay for these services in the manner described below, not to exceed Three Million Five Hundred Thousand Dollars (\$3,500,000), at the rates or charges shown in Exhibit "B"."

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

"2. TERM. The term of this Agreement shall commence at midnight on January 1, 2016, and shall terminate at 11:59 p.m. on December 31, 2020, unless sooner terminated as provided in this Agreement, or unless the services or the Project is

OFFICE OF THE CITY ATTORNEY  
CHARLES PARKIN, City Attorney  
411 West Ocean Boulevard, 9th Floor  
Lona Beach, CA 90802

1 completed sooner.”

2 3. Except as expressly amended herein, all terms and conditions in  
3 Agreement No. 34179 are ratified and confirmed and shall remain in full force and effect.

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

6 KOA CORPORATION, a California  
7 corporation

8 9/4, 2019 By [Signature]  
9 Name STEPHEN BISE  
10 Title V.P.

11 9/4, 2019 By [Signature]  
12 Name C. Stephan  
13 Title City President

“Consultant”

14 CITY OF LONG BEACH, a municipal  
15 corporation

16 10/10/, 2019 By Rebecca H. Garner  
17 City Manager

“City”

18 This Second Amendment to Agreement No. 34179 is approved as to form on  
19 October 1, 2019.

20  
21 CHARLES PARKIN, City Attorney  
22 By [Signature]  
23 Deputy  
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