

33446

THIRD AMENDMENT TO AGREEMENT NO. 33446

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THIS THIRD AMENDMENT TO AGREEMENT NO. 33446 is made and entered, in duplicate, as of February 20, 2018 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on February 13, 2018, by and between ATKINS NORTH AMERICA, INC., a Florida corporation, with a place of business at ^{3780 KILROY AVENUE WAY, SUITE 740, LONG BEACH} ~~625 The City Drive, Suite 200, Orange, California~~ ⁹⁰⁸⁰⁶ 92868 ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with on-call street design consulting services; and

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 33446 (the "Agreement") whereby Consultant agreed to provide these services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to update the City representative and extend the term an additional one (1) year period; and

WHEREAS, the Parties entered into a Second Amendment to decrease the Agreement by \$600,000 for a total not to exceed amount of \$400,000; and

WHEREAS, the Parties desire to add \$400,000 for a total not to exceed amount of \$800,000 and extend the term an additional one (1) 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 Eight Hundred Thousand Dollars (\$800,000), 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

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

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1 May 1, 2014, and shall terminate at 11:59 p.m. on April 30, 2019, unless sooner terminated
2 as provided in this Agreement, or unless the services or the Project is completed sooner."

3 3. Except as expressly modified herein, all of the terms and conditions
4 contained in Agreement No. 33446 are ratified and confirmed and shall remain in full force
5 and effect.

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

8 ATKINS NORTH AMERICA, INC., a Florida
9 corporation

10 MARCH 15, 2018

By [Signature]
11 Name MICHAEL VAN ANTWERP
12 Title DIVISION MGR.

13 MARCH 13, 2018

By [Signature]
14 Name ARREDO ABELEDO
15 Title CSM / PROJECT DIRECTOR

"Consultant"

16 CITY OF LONG BEACH, a municipal
17 corporation

18 4/4 2018

By [Signature]
19 City Manager

"City"

20 This Third Amendment to Agreement No. 33446 is approved as to form on

21 3/28 2018.

22 CHARLES PARKIN, City Attorney

23 By [Signature]
24 Deputy