OFFICE OF THE CITY ATTORNEY CHARLES PARKIN, City Attorney 111 West Ocean Boulevard, 9th Floor Long Beach. CA 90802

THIRD AMENDMENT TO AGREEMENT NO. 34180

THIS THIRD AMENDMENT TO AGREEMENT NO. 34180 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 CONSULTING, INC., a California corporation ("Consultant"), with a place of business at 419 Main Street, Suite 320, Huntington Beach, California 92648, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34180 (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 add \$1,500,000 for a total not to exceed amount of \$4,500,000; and

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

WHEREAS, the Parties desire to add \$400,000 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 Four Million Nine Hundred Thousand Dollars (\$4,900,000), at the rates or charges shown in Exhibit "B"."
 - 2. Section 2 of the Agreement is hereby amended to read as follows:
 - "2. <u>TERM</u>. 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 soc		
	terminated as provided in this Agreeme	ent, or unless the services or the Project is
	completed sooner."	
	3. Except as expressly	amended herein, all terms and conditions in
Agreement No. 34180 are ratified and confirmed and shall remain in full force and ef		firmed and shall remain in full force and effect.
		e Parties have caused this document to be duly
executed with all formalities required by law as of the date first stated above.		
		KOA CONSULTING, INC., a California corporation
	September 5, 2019	By
	September 5, 2019	By La Cheason Title President
		"Consultant"
		CITY OF LONG BEACH, a municipal corporation By Relecce 2. Language City Manager
	·	"City"
This Third Amendment to Agreement No. 34180 is approved as		reement No. 34180 is approved as to form on
	October 1 , 2019.	
		CHARLES PARKIN, City Attorney By Deputy