

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

FIRST AMENDMENT TO AGREEMENT NO. 36049

36049

THIS FIRST AMENDMENT TO AGREEMENT NO. 36049 is made and entered, in duplicate, as of April 13, 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 July 6, 2021, by and between LANGAN ENGINEERING AND ENVIRONMENTAL SERVICES, INC., a New Jersey corporation ("Consultant"), with a place of business at 300 Kimball Drive, Suite 4, Parsippany, New Jersey 07054, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with as-needed professional engineering services ("Project"); and

WHEREAS, on July 6, 2021, the City Council adopted Specifications No. RFQ PW0-059 and awarded agreements for as-needed professional engineering services for a period of two (2) years, with the option to renew for three (3) additional one-year periods, at the discretion of the City Manager; and

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 36049 (the "Agreement") whereby Consultant agreed to provide these services; and

WHEREAS, the Parties desire to extend the term of the Agreement using the first one-year period option, and update the City's Representative in Exhibit C;

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 August 1, 2021, and shall terminate at 11:59 p.m. on July 31, 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. The City's Representative in Exhibit "C" to the Agreement is hereby

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1 amended in accordance with Exhibit "C-1", attached hereto and incorporated by this
2 reference.

3 3. Except as expressly modified herein, all of the terms and conditions
4 contained in Agreement No. 36049 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 LANGAN ENGINEERING AND
9 ENVIRONMENTAL SERVICES, INC., a
New Jersey corporation

10 May 3, 2023, 2023

By Diane M. Fiorelli
Name Diane m. Fiorelli
Title Vice President

11
12 5/3/2023, 2023

By Michael Collins
Name Michael R Collins
Title Associate Principal / VP

13
14
15 "Consultant"

16 EXECUTED PURSUANT
17 TO SECTION 301 OF
THE CITY CHARTER

CITY OF LONG BEACH, a municipal
corporation

18 May 19, 2023

By Linda F. Johnson
City Manager

19
20 "City"

21 This First Amendment to Agreement No. 36049 is approved as to form on

22 May 16, 2023.

23 DAWN MCINTOSH, City Attorney

24 By [Signature]
25 Deputy
26
27
28

Exhibit C-1

City's Representative

Keith Hoey, Acting City Engineer
Keith.Hoey@longbeach.gov
562/570-6586