

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

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THIRD AMENDMENT TO AGREEMENT NO. 35398

35398

THIS THIRD AMENDMENT TO AGREEMENT NO. 35398 is made and entered, in duplicate, as of July 14, 2022, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on August 20, 2019, by and between STANTEC CONSULTING SERVICES INC., a New York corporation ("Consultant"), with a place of business at 370 Interlocken Blvd., Suite 300, Broomfield, Colorado 80021, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35398 (the "Agreement") whereby Consultant agreed to provide as-needed, on-call consulting services for street design projects in an amount not to exceed One Million Dollars (\$1,000,000) for a period of three (3) years with the option to renew for two (2) additional one-year periods; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to reduce the amount by Five Hundred Thousand Dollars (\$500,000) for a total not to exceed amount of Five Hundred Thousand Dollars (\$500,000); and

WHEREAS, on August 10, 2021, City Council authorized increasing the aggregate agreement amount by Twenty Million Dollars (\$20,000,000) for a revised aggregate agreement amount not to exceed Thirty Million Dollars (\$30,000,000); and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add One Million Dollars (\$1,000,000) for a total not to exceed amount of One Million Five Hundred Thousand Dollars (\$1,500,000); and

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

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

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1 October 1, 2019, and shall terminate at 11:59 p.m. on September 30, 2023, unless sooner
2 terminated as provided in this Agreement, or unless the services or the Project is
3 completed sooner. The term may be extended for one (1) additional one-year period, at
4 the discretion of the City Manager."

5 2. The Rates contained in Exhibit "B" to the Agreement are hereby
6 amended and replaced by Exhibit "B-1", attached hereto and incorporated herein.

7 3. The City Representative in Exhibit "C" to the Agreement is hereby
8 amended in accordance with Exhibit "C-1", attached hereto and incorporated by this
9 reference.

10 4. Except as expressly modified herein, all of the terms and conditions
11 contained in Agreement No. 35398 are ratified and confirmed and shall remain in full force
12 and effect.

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

STANTEC CONSULTING SERVICES INC., a New York corporation

_____, 2022 By Mohammad R. Heiat
Name Mohammad Heiat
Title Principal

_____, 2022 By Douglas Johnson
Name Douglas Johnson
Title Vice President

"Consultant"

CITY OF LONG BEACH, a municipal corporation

August 10, 2022 By Linda F. Jabum
City Manager

"City"

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

This Third Amendment to Agreement No. 35398 is approved as to form on

August 9, 2022.

CHARLES PARKIN, City Attorney

By Charles Parkin
Deputy

Exhibit B-1

Rates or Charges Update

Company Name: Stantec Consulting Services Inc.
On Call Consulting Services for Street Design Projects (RFP-RFQ: 18-106)
Standard Billing Rate Schedule for As-Needed Engineering Services
2022-2023

Staff Title	Hourly Rate
Principal/Principal In Charge	\$251
Senior Project Manager/Task Manager	\$243
Quality Assurance Manager	\$251
Project Manager	\$220
Senior Project Engineer	\$208
Project Engineer/Senior Engineer	\$198
Senior Transportation Planner	\$198
Traffic Engineer	\$198
Design Engineer	\$188
Junior Engineer	\$154
CAD Designer	\$159
Admin/Assistant	\$144
Landscape Task Manager	\$208
Landscape Architect	\$179
Survey Manager	\$220
Survey Associate	\$198
2-Man Survey Crew	\$290

Other Direct Costs: Reimbursement of identifiable non-salary costs that are directly attributable to the project such as oversized and/or color reproduction costs, site facility hard phone line and/or internet service charges, non-commuter project miles and/or other travel expenses to remote fabrication yards / batch plants, overnight postage / couriers, etc., are billed at actual cost. Non-commuting mileage required for travel on the project and to and from locations other than the project site are billed at the allowable IRS mileage reimbursement rate.

Fees for Subconsultant Services: Billed at actual cost. No mark-up allowed

Rate Changes: Rates may be only increased or changed contract amendment

Exhibit C-1

City's Representative:

Keith Hoey,

Assistant City Engineer

Keith.Hoey@LongBeach.Gov

562/570-6586