## SECOND AMENDMENT TO AGREEMENT NO. 28619

## 28619

THIS SECOND AMENDMENT TO AGREEMENT NO. 28619 is made and
entered, in duplicate, as of May 5, 2005 for reference purposes only, pursuant to a minute
order adopted by the City Council of the City of Long Beach at its meeting on May 3, 2005,
by and between HERITAGE ARCHITECTURE AND PLANNING (formerly known as
Architect Milford Wayne Donaldson, FAIA, Inc.), a California corporation ("Consultant"),
and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, the parties entered Agreement No. 28619 whereby Consultant
agreed to provide specialized architectural design services requiring unique skills to be
performed in connection with the design of entryway and landscaping improvements, a
Visitor's Center and caretaker residence at Rancho Los Cerritos Historic Site ("Project");
and

WHEREAS, the parties entered a First Amendment to Agreement No. 28619
extending the term of the Agreement until April 30, 2005; and

16 WHEREAS, the parties desire to again extend the term of the Agreement17 accordingly;

18 NOW, THEREFORE, in consideration of the mutual terms and conditions in
19 the Agreement, the First Amendment and herein, the parties agree as follows:

Section 2 of Agreement No. 28619 is hereby amended in its entirety
 to read as follows:

22 "2. <u>TERM</u>. The term of this Agreement shall commence at midnight on
23 December 16, 2003, and shall terminate at 11:59 p.m. on April 30, 2006, unless sooner
24 terminated as provided in this Agreement, or unless the services to be performed
25 hereunder or the Project is completed sooner."

26 2. Except as set forth in this Second Amendment to Agreement
27 No. 28619, all terms and conditions of said Agreement are ratified and confirmed and shall
28 remain in full force and effect.

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Robert E. Shannon ty Attorney of Long Beach 33 West Ocean Boulevard Beach, California 90802.4 Reach, California 90802.4 Relephone (562) 570-2200 1

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IN WITNESS WHEREOF, the parties have caused this document to be duly 1 2 executed with all formalities required by law as of the date first stated above. HERITAGE ARCHITECTURE AND PLANNING 3 (formerly known as Architect Milford Wayne Donaldson, FAIA, Inc.), a California corporation 4 M JUNE - 16 5 2005 Bv President DAVID MARSHALL 6 (Type or Print Name) 16 JUNE 7 2005 Bγ Secretarv ELLEEN ACE C. MAGNO 8 61 (Type or Print Name) 9 "Consultant" 10 CITY OF LONG BEACH, a municipal corporation 11 ASSISTAN histe nne 30 2005 Βv City Manage SUANT 12 TO SECTION 301 OF THE CITY CHARTER. 13 "City" This Second Amendment to Agreement No. 28619 is approved as to form 14 6/22 2005. 15 16 ROBERT E. SHANNON, City Attorney 17 By m Senior Deputy 18 19 20 21 22 23 24 25 26 12 Ad 21 Wete 27 DFG:rjr05/16/05(2ND#28619)03-05635 28 L:\APPS\CtyLaw32\WPDOCS\D016\P004\00074166.WPD L:\APPS\CtyLaw32\WPDOCS\D016\P004\00074166.WPD HERITAGE/#2AMD28619 03-05635 051605 2