

1 FIFTH AMENDMENT TO AGREEMENT NO. 33203

2 **33203**

3 THIS FIFTH AMENDMENT TO AGREEMENT NO. 33203 is made and
4 entered, in duplicate, as of July 12, 2021, for reference purposes only, pursuant to a minute
5 order adopted by the City Council of the City of Long Beach at its meeting on July 6, 2021
6 by and between KPMG LLP, a Delaware limited liability partnership ("Consultant"), with a
7 place of business at 20 Pacifica, Suite 700, Irvine, CA 92618-3391, and the CITY OF LONG
8 BEACH, a municipal corporation ("City").

9 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.
10 33203 (the "Agreement") whereby Consultant agreed to provide annual financial audits,
11 including the audit of the Comprehensive Annual Financial Report ("CAFR"); and

12 WHEREAS, the Parties entered into a First Amendment to the Agreement to
13 amend the payment of various programs and extend the term to June 30, 2016; and

14 WHEREAS, the Parties entered into a Second Amendment to the Agreement
15 to amend the payment of various programs and extend the term to June 30, 2017; and

16 WHEREAS, the Parties entered into a Third Amendment to the Agreement
17 to amend the payment of various programs, extend the term, and attach a revised rate
18 sheet; and

19 WHEREAS, the Parties entered into a Fourth Amendment to the Agreement
20 to extend the term to June 30, 2021 and attach a revised rate sheet; and

21 WHEREAS, the Parties desire to add the authorized annual amount of
22 \$922,895 for a total not to exceed amount of \$8,200,476 and extend the term one (1)
23 additional one-year period;

24 NOW, THEREFORE, in consideration of the mutual terms, covenants, and
25 conditions herein contained, the Parties agree as follows:

26 1. Section 3 of the Agreement is hereby amended to read as follows:

27 "3. TERM. The term of this Agreement shall commence at midnight on
28 July 1, 2013, and shall terminate at 11:59 p.m. on June 30, 2022, unless sooner terminated

1 as provided in this Agreement, or unless the services or the Project is completed sooner."
2 3. Except as expressly amended in this Amendment, all terms and
3 conditions in Agreement No. 33203 are ratified and confirmed and shall remain in full force
4 and effect.

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

KPMG LLP, a Delaware limited liability
partnership

7
8
9 July 14, 2021

By [Signature]
Name CHARS RAY
Title PARTNER

10
11 _____, 2021

By _____
Name _____
Title _____

"Consultant"

CITY OF LONG BEACH, a municipal
corporation

12
13
14
15
16 July 23, 2021

By [Signature]

City Manager
EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER

"City"

17 This Fifth Amendment to Agreement No. 33203 is approved as to form on

18
19
20 7-19, 2021.

21
22 CHARLES PARKIN, City Attorney

By [Signature]
Deputy

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

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

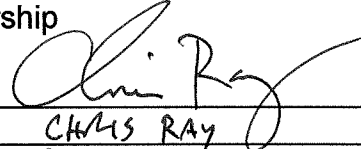
1 as provided in this Agreement, or unless the services or the Project is completed sooner.”

2 3. Except as expressly amended in this Amendment, all terms and
3 conditions in Agreement No. 33203 are ratified and confirmed and shall remain in full force
4 and effect.

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

7
8
9 _____, 2021
10

KPMG LLP, a Delaware limited liability
partnership

By 
Name CHRIS RAY
Title PARTNER

11 _____, 2021

By _____
Name _____
Title _____

“Consultant”

CITY OF LONG BEACH, a municipal
corporation

16 _____, 2021

By _____
City Manager

“City”

19 This Fifth Amendment to Agreement No. 33203 is approved as to form on
20 _____, 2021.

22 CHARLES PARKIN, City Attorney

23 By _____
24 Deputy

28