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

THIRD AMENDMENT TO AGREEMENT NO. 34391

THIS THIRD AMENDMENT TO AGREEMENT NO. 34391 is made and entered, in duplicate, as of August 4, 2021, 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 3, 2021, by and between VANIR CONSTRUCTION MANAGEMENT, INC., a California 4540 Duckharn Or. Ste. 300 corporation ("Consultant"), with a place of business at 3200 Park Genter Drive, Suite 320, Costa Mesa, California 92626, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34391 (the "Agreement") whereby Consultant agreed to provide as-needed public works construction management and inspection services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add \$500,000 for a total not to exceed amount of \$1,500,000 and extend the term to August 31, 2020; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to extend the term to August 31, 2021; and

WHEREAS, the Parties desire to 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 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 August 31, 2016, and shall terminate at 11:59 p.m. on August 31, 2022, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner."
- 2. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 34391 are ratified and confirmed and shall remain in full force

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