

OFFICE OF THE CITY ATTORNEY  
CHARLES PARKIN, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

1 FIRST AMENDMENT TO AGREEMENT NO. 33464

2 **33464**

3 THIS FIRST AMENDMENT TO AGREEMENT NO. 33464 is made and  
4 entered, in duplicate, as of January 22, 2016, for reference purposes only, pursuant to a  
5 minute order adopted by the City Council of the City of Long Beach at its meeting on  
6 February 4, 2014, by and between VANIR CONSTRUCTION MANAGEMENT, INC., a  
7 California corporation ("Consultant"), with a place of business at 4540 Duckhorn Drive,  
8 Suite 300, Sacramento, California 95834, and the CITY OF LONG BEACH, a municipal  
9 corporation ("City").

10 WHEREAS, City requires specialized services requiring unique skills to be  
11 performed in connection with as-needed project management services; and

12 WHEREAS, the parties entered Agreement No. 33464 whereby Consultant  
13 agreed to provide these services; and

14 WHEREAS, the parties desire to extend the term and increase the  
15 Agreement amount by \$700,000 for a total not to exceed amount of \$1,200,000;

16 NOW, THEREFORE, in consideration of the mutual terms, covenants, and  
17 conditions herein contained, the parties agree as follows:

18 1. Section 1.A. of Agreement No. 33464 is hereby amended to read as  
19 follows:

20 "1. SCOPE OF WORK OR SERVICES.

21 A. Consultant shall furnish specialized services more particularly  
22 described in Exhibit "A", attached to this Agreement and incorporated by this  
23 reference, in accordance with the standards of the profession, and City shall pay  
24 for these services in the manner described below, not to exceed One Million Two  
25 Hundred Thousand Dollars (\$1,200,000), at the rates or charges shown in Exhibit  
26 "B". Consultant shall not mark-up or otherwise up-charge to City any direct  
27 charges, including but not limited to charges for subconsultant services. Any  
28 changes to the rates, charges or staff classifications shall be made only with the

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1 prior approval of City.”

2 2. Section 2 of Agreement No. 33464 is hereby amended to read as  
3 follows:

4 “2. TERM. The term of this Agreement shall commence at midnight on  
5 February 5, 2014, and shall terminate at 11:59 p.m. on February 4, 2017, unless sooner  
6 terminated as provided in this Agreement, or unless the services or the Project is  
7 completed sooner. The parties have the option to extend this Agreement for one (1)  
8 additional one (1) year term.”

9 3. Except as expressly modified herein, all of the terms and conditions  
10 contained in Agreement No. 33464 are ratified and confirmed and shall remain in full  
11 force and effect.

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

3 VANIR CONSTRUCTION MANAGEMENT,  
4 INC., a California corporation

5 \_\_\_\_\_, 2016

By *J.A. Mehula*  
Name Joseph A. Mehula  
Title President

6 \_\_\_\_\_, 2016

By ~~XXXXXXXXXXXX~~ *Alexander V. Leon*  
Name Alexander V. Leon  
Title CFO

9 "Consultant"

10 CITY OF LONG BEACH, a municipal  
11 corporation

12 *Feb. 16*, 2016

By *T.B.M.* EXECUTED PURSUANT  
TO SECTION 301 OF  
THE CITY CHARTER.  
City Manager Assistant City Manager

14 "City"

15 This First Amendment to Agreement No. 33464 is approved as to form on

16 *2/9*, 2016.

17 CHARLES PARKIN, City Attorney

18 By *[Signature]*  
19 Deputy

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