

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

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FIRST AMENDMENT TO AGREEMENT NO. 36046

**36046**

THIS FIRST AMENDMENT TO AGREEMENT NO. 36046 is made and entered, in duplicate, as of April 12, 2023, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on July 6, 2021, by and between KOA CONSULTING, INC., a California corporation ("Consultant"), with a place of business at 419 Main Street, NO 320, Huntington Beach, California 92648, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with as-needed professional engineering services ("Project"); and

WHEREAS, on July 6, 2021, the City Council adopted Specifications No. RFQ PW0-059 and awarded agreements for as-needed professional engineering services for a period of two (2) years, with the option to renew for three (3) additional one-year periods, at the discretion of the City Manager; and

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 36046 (the "Agreement") whereby Consultant agreed to provide these services; and

WHEREAS, the Parties desire to extend the term of the Agreement using the first one-year period option, and update the City's Representative in Exhibit C;

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 August 1, 2021, and shall terminate at 11:59 p.m. on July 31, 2024, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner. The term may be extended for two (2) additional one-year periods, at the discretion of the City Manager."

2. The City's Representative in Exhibit "C" to the Agreement is hereby amended in accordance with Exhibit "C-1", attached hereto and incorporated by this

1 reference.

2 3. Except as expressly modified herein, all of the terms and conditions  
3 contained in Agreement No. 36046 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.

KOA CONSULTING, INC., a California  
corporation

7  
8  
9 April 26, 2023

By [Signature]  
Name KEKOA ANDERSON  
Title CHIEF EXECUTIVE OFFICER

10  
11 April 26, 2023

By [Signature]  
Name Madelaine Anderson  
Title Chief Financial Officer

12  
13  
14 EXECUTED PURSUANT  
15 TO SECTION 301 OF  
16 THE CITY CHARTER.

"Consultant"

CITY OF LONG BEACH, a municipal  
corporation

17 May 19, 2023

By [Signature]  
City Manager

"City"

18  
19 This First Amendment to Agreement No. 36046 is approved as to form on

20 May 16, 2023.

21  
22 DAWN MCINTOSH, City Attorney

23 By [Signature]  
24 Deputy

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CITY OF LONG BEACH

CITY OF LONG BEACH

# Exhibit C-1

## City's Representative

Keith Hoey, Acting City Engineer  
Keith.Hoey@longbeach.gov  
562/570-6586