

FIRST AMENDMENT TO AGREEMENT NO. 34359

34359

THIS FIRST AMENDMENT TO AGREEMENT NO. 34359 is made and entered, in duplicate, as of June 19, 2019, 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 2, 2016, by and between BERG & ASSOCIATES, INC., a California corporation ("Consultant"), with a place of business at 302 W. 5th Street, Suite 210, San Pedro, California 90731, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34359 (the "Agreement") whereby Consultant agreed to Provide as-needed public works construction management and inspection services; 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. TERM. The term of this Agreement shall commence at midnight on August 31, 2016, and shall terminate at 11:59 p.m. on August 31, 2020, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner. The term may be extended for one (1) additional one-year period, at the discretion of the City Manager."

2. Except as expressly amended herein, all terms and conditions in Agreement No. 34359 are ratified and confirmed and shall remain in full force and effect.

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

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 BERG & ASSOCIATES, INC., a California
4 corporation

5 _____ July 3, 2019

By Deborah Berg
6 Name Deborah Berg
7 Title President

8 _____ July 3, 2019

By Wendy Crawford
9 Name Wendy Crawford
10 Title Treasurer

11 Tom Modica
12 Assistant City Manager

"Consultant"

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

16 CITY OF LONG BEACH, a municipal
17 corporation

18 _____ August 1, 2019

By [Signature]
19 City Manager

"City"

20 This First Amendment to Agreement No. 34359 is approved as to form on

21 _____ July 23, 2019.

22 CHARLES PARKIN, City Attorney

By [Signature]
23 Deputy