

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. 34375

34375

THIS THIRD AMENDMENT TO AGREEMENT NO. 34375 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 AKM CONSULTING ENGINEERS, a California corporation ("Consultant"), with a place of business at 553 Wald, Irvine, California 92618, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34375 (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 extend the term to August 31, 2020; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add \$500,000 for a total not to exceed amount of \$1,000,000 and extend the term to August 31, 2021; and

WHEREAS, the Parties desire to add \$2,000,000 to the Agreement for a total not to exceed amount of \$3,000,000 and 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 1.A. of the Agreement is hereby amended to read as follows:

"A. Consultant shall furnish specialized services more particularly described in Exhibit "A", attached to this Agreement and incorporated by this reference, in accordance with the standards of the profession, and City shall pay for these services in the manner described below, not to exceed Three Million Dollars (\$3,000,000), at the rates or charges shown in Exhibit "B"."

2. Section 2 of the Agreement is hereby amended to read as follows:

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1 "2. TERM. The term of this Agreement shall commence at midnight on
2 August 31, 2016, and shall terminate at 11:59 p.m. on August 31, 2022, unless sooner
3 terminated as provided in this Agreement, or unless the services or the Project is
4 completed sooner."

5 3. Except as expressly amended herein, all terms and conditions in
6 Agreement No. 34375 are ratified and confirmed and shall remain in full force and effect.

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

9 AKM CONSULTING ENGINEERS, a
10 California corporation

11 _____, 2021 By [Signature]
12 Name Zeki Kayiran
13 Title President

14 _____, 2021 By [Signature]
15 Name Mehmet Kayiran
16 Title Treasurer

"Consultant"

17 CITY OF LONG BEACH, a municipal
18 corporation

19 September 3, 2021 By [Signature]
20 City Manager

"City"

21 This Third Amendment to Agreement No. 34375 is approved as to form on
22 September 1, 2021.

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24 CHARLES PARKIN, City Attorney
25 By [Signature]
26 Deputy
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