

31184
AMENDMENT NO. 3
LETTER OF AGREEMENT
BETWEEN
CITY OF LONG BEACH
AND

THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

This Amendment No. 3 to Letter of Agreement (this "Amendment"), is dated as of January 11, 2016, by and between City of Long Beach ("Project Sponsor"), and the Los Angeles County Metropolitan Transportation Authority ("LACMTA").

RECITALS:

A. Project Sponsor and LACMTA entered into that certain Letter of Agreement No. LOA.P00F1530, dated July 30, 2008, which was amended on September 10, 2013 and October 31, 2014 (as amended, the "Existing LOA"), which Existing LOA provides for the Bicycle System Gap Closures & Improved LA River Bike Path Access, ("the Project"); and

B. Whereas, LACMTA Board on June 25, 2015, desires to extend the lapsing date of Funds programmed for Fiscal Year (FY) 2010 -11 and FY 2011-12 to June 30, 2016; and

C. Project Sponsor and LACMTA desire to amend the Existing LOA as provided herein.

AGREEMENT:

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the parties hereby agree as follows:

1. Part II, Paragraph 6.1(ii) of the Existing LOA is hereby amended by deleting it in its entirety and replacing it with the following: "Funds programmed for FY 2008-09 are no longer available. Funds programmed for FY 2010-11 and FY 2011-12, are subject to lapse on June 30, 2016. Project Sponsor shall allocate or obligate these Funds by the lapsing date."

2. Part I, Paragraph 9 of Existing LOA is hereby amended to change LACMTA's project manager to Brett Thomas, mail stop 99-22-27A.

3. "Attachment C – Scope of Work", attached to the Existing LOA is hereby amended by deleting the Project Schedule and replacing it with the following Revised Project Schedule:

LOA Milestones	Original LOA Schedule in Scope of Work		Revised Project Schedule	
	Start Date	End Date	Start Date	End Date
Environmental Clearance	02/2009	03/2009	05/2010	12/2010
Design Bid & Award	N/A	N/A	N/A	N/A
Design	07/2009	10/2009	7/2011	8/2014
Right-of-Way Acquisition	N/A		N/A	N/A
Construction Bid & Award	07/2010	09/2010	8/2015	11/2015
Construction	10/2010	10/2011	1/2016	6/2016
Total Project Duration (Months)				

4. Except as expressly amended hereby, the Existing LOA remains in full force and effect as originally executed. All rights and obligations of the parties under the Existing LOA that are not expressly amended by this Amendment shall remain unchanged.

IN WITNESS WHEREOF, the parties have caused this Amendment No. 3 to be duly executed and delivered as of the above date.

LOS ANGELES COUNTY
METROPOLITAN TRANSPORTATION AUTHORITY

By: 
for Philip A. Washington
Chief Executive Officer

Date: 04/05/16

APPROVED AS TO FORM:

MARY C. WICKHAM
County Counsel

By: 
Deputy

Date: 2/16/16

CITY OF LONG BEACH

By: 
Patrick West
City Manager

Assistant City Manager

Date: 3/21/16

APPROVED AS TO FORM:

By: 
Charles Parkin
City Attorney

Date: 3-3-16