## 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. 34359

## 

THIS THIRD AMENDMENT TO AGREEMENT NO. 34359 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 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 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 extend the term to August 31, 2021; 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. <u>TERM</u>. The term of this Agreement shall commence at midnight on August 31, 2016, and shall terminate at 11:59 p.m. on August 31, 2022, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner."
- 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.

27 | ///

28 | ///

- 1		
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	August 11, , 2021	By Verbole Burg
6		Title President
7 8	Anjust 11, 2021	By Wand Name Wendy Crawford
		Title Chief Financial Officer
9		"Consultant"
10		CITY OF LONG BEACH, a municipal
11		corporation
12	Sefkenber 8, 2021	By Sundand. Jakun
13	μη.	City Manager PURSUANT
14		City Manager City Manager City Manager City Manager City EXECUTED PURSUANT  "City" EXECUTED PURSUANT  TO SECTION 301 OF  TO SECTION 301 OF  TO SECTION 301 OF
15	This Third Amendment to A	greement No.T345591's approved as to form or
16	September 1, 2021.	
17	•	
18		CHARLES PARKIN, City Attorney
19		By Danti
20		Deputy
21		
22		
23		