

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802

SECOND AMENDMENT TO AGREEMENT NO. 35063

35063

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THIS SECOND AMENDMENT TO AGREEMENT NO. 35063 is made and entered, in duplicate, as of September 17, 2020 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on September 4, 2018, by and between JANET OSTASHAY, a sole proprietor DBA OSTASHAY & ASSOCIATES CONSULTING ("Consultant"), with a place of business at P.O. Box 542, Long Beach, California 90801, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35063 (the "Agreement") whereby Consultant agreed to provide on-call historic preservation consultant services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add \$40,000 for a total not to exceed amount of \$80,000; and

WHEREAS, the Parties desire to add \$40,000 to the Agreement 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 One Hundred Twenty Thousand Dollars (\$120,000), at the rates or charges shown in Exhibit "B"."

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

"2. TERM. The term of this Agreement shall commence at midnight on October 1, 2018 and shall terminate at 11:59 p.m. on September 30, 2021, unless sooner terminated as provided in this Agreement, or unless the services or the Project is

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1 completed sooner. The term may be extended for one (1) additional one-year period, at
2 the discretion of the City Manager.”

3 3. Except as expressly amended herein, all terms and conditions in
4 Agreement No. 35063 are ratified and confirmed and shall remain in full force 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.

7
8
9 10-14, 2020

JANET OSTASHAY, a sole proprietor DBA
OSTASHAY & ASSOCIATES
CONSULTING

By [Signature]
Name JANET OSTASHAY
Title PRINCIPAL

“Consultant”

13
14 11-4-20, 2020

CITY OF LONG BEACH, a municipal
corporation

By [Signature]
City Manager
EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER

“City”

17 This Second Amendment to Agreement No. 35063 is approved as to form on
18 Oct. 27, 2020.

20 CHARLES PARKIN, City Attorney
21 By [Signature]
22 Deputy