

1 FOURTH AMENDMENT TO AGREEMENT NO. 34180

2 **34180**

3 THIS FOURTH AMENDMENT TO AGREEMENT NO. 34180 is made and  
4 entered, in duplicate, as of October 9, 2020 for reference purposes only, pursuant to a  
5 minute order adopted by the City Council of the City of Long Beach at its meeting on  
6 October 6, 2020, by and between KOA CONSULTING, INC., a California corporation  
7 ("Consultant"), with a place of business at 419 Main Street, Suite 320, Huntington Beach,  
8 California 92648, and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.  
10 34180 (the "Agreement") whereby Consultant agreed to provide as-needed professional  
11 engineering services; and

12 WHEREAS, the Parties entered into a First Amendment to the Agreement to  
13 add \$1,500,000 for a total not to exceed amount of \$4,500,000; and

14 WHEREAS, the Parties entered into a Second Amendment to the Agreement  
15 to extend the term to December 31, 2019; and

16 WHEREAS, the Parties entered into a Third Amendment to the Agreement  
17 to add \$400,000 for a total not to exceed amount of \$4,900,000 and extend the term to  
18 December 31, 2020; and

19 WHEREAS, the Parties desire to add \$1,000,000 to the Agreement for a total  
20 not to exceed amount of \$5,900,000 and extend the term one (1) additional one-year  
21 period;

22 NOW, THEREFORE, in consideration of the mutual terms, covenants, and  
23 conditions herein contained, the Parties agree as follows:

24 1. Section 1.A. of the Agreement is hereby amended to read as follows:

25 "A. Consultant shall furnish specialized services more particularly  
26 described in Exhibit "A", attached to this Agreement and incorporated by this reference, in  
27 accordance with the standards of the profession, and City shall pay for these services in  
28 the manner described below, not to exceed Five Million Nine Hundred Thousand Dollars

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

1 (\$5,900,000), at the rates or charges shown in Exhibit "B".

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


3 "2. TERM. The term of this Agreement shall commence at midnight on  
4 January 1, 2016, and shall terminate at 11:59 p.m. on December 31, 2021, unless sooner  
5 terminated as provided in this Agreement, or unless the services or the Project is  
6 completed sooner."

7 3. Except as expressly amended herein, all terms and conditions in  
8 Agreement No. 34180 are ratified and confirmed and shall remain in full force and effect.

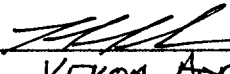
9 IN WITNESS WHEREOF, the Parties have caused this document to be duly  
10 executed with all formalities required by law as of the date first stated above.

KOA CONSULTING, INC., a California corporation

11  
12  
13 October 16, 2020

By   
Name Tracy Gleason  
Title President

14  
15 October 16, 2020

By   
Name KEVON ANDERSON  
Title CEO

"Consultant"

CITY OF LONG BEACH, a municipal corporation

16  
17  
18  
19  
20 November 11, 2020

By Sunda J. Satum  
City Manager

"City" EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER

This Fourth Amendment to Agreement No. 34180 is approved as to form on

21  
22  
23 October 28, 2020.

24  
25 CHARLES PARKIN, City Attorney

26 By   
27 Deputy  
28