

THIRD AMENDMENT TO AGREEMENT NO. 33428

**33428**

THIS THIRD AMENDMENT TO AGREEMENT NO. 33428 is made and entered, in duplicate, as of May 17, 2019 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on May 14, 2019, by and between RAK DEVELOPMENT, INC. DBA KREUZER CONSULTING GROUP, a California corporation, with a place of business at 320 Main Street, Unit D, Seal Beach, California 90740 ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with on-call street design consulting services; and

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 33428 (the "Agreement") whereby Consultant agreed to provide these services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to update the City representative and extend the term to April 30, 2018; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add \$400,000 for a total not to exceed amount of \$1,400,000 and extend the term to April 30, 2019; 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. TERM. The term of this Agreement shall commence at midnight on May 1, 2014, and shall terminate at 11:59 p.m. on April 30, 2020, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner."

2. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 33428 are ratified and confirmed and shall remain in full force

OFFICE OF THE CITY ATTORNEY  
CHARLES PARKIN, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Lona Beach, CA 90802-4664

1 and effect.

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

4  
5  
6 July 11, 2019

RAK DEVELOPMENT, INC. DBA  
KREUZER CONSULTING GROUP, a  
California corporation

By [Signature]  
Name Kirk Kreuzer  
Title President

8  
9 July 11, 2019

By [Signature]  
Name Kelsey Kreuzer  
Title Secretary

10 Tom Modica  
11 Assistant City Manager

"Consultant"

12 EXECUTED PURSUANT  
13 TO SECTION 301 OF  
14 THE CITY CHARTER

CITY OF LONG BEACH, a municipal  
corporation

14 8/15, 2019

By [Signature]  
City Manager

"City"

17 This Third Amendment to Agreement No. 33428 is approved as to form on

18 July 24, 2019.

20 CHARLES PARKIN, City Attorney

21 By [Signature]  
Deputy

28