

1 THIRD AMENDMENT TO AGREEMENT NO. 33425

2 **33425**

3 THIS THIRD AMENDMENT TO AGREEMENT NO. 33425 is made and
4 entered, in duplicate, as of February 20, 2018 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 February 13, 2018, by and between ANDERSONPENNA PARTNERS, INC., a California
7 corporation, with a place of business at ~~20280 Acacia Street, Suite 100~~, ^{3737 Birch Street, Suite 250} Newport Beach,
8 California 92660 ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation
9 ("City").

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

12 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.
13 33425 (the "Agreement") whereby Consultant agreed to provide these services; and

14 WHEREAS, the Parties entered into a First Amendment to the Agreement to
15 update the City representative and extend the term an additional one (1) year period; and

16 WHEREAS, the Parties entered into a Second Amendment to the Agreement
17 to add \$600,000 to the Agreement for a total not to exceed amount of \$1,600,000; and

18 WHEREAS, the Parties desire to add \$3,500,000 to the Agreement for a total
19 not to exceed amount of \$5,100,000 and extend the term an additional one (1) year period;

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

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

23 "A. Consultant shall furnish specialized services more particularly
24 described in Exhibit "A", attached to this Agreement and incorporated by this reference, in
25 accordance with the standards of the profession, and City shall pay for these services in
26 the manner described below, not to exceed Five Million One Hundred Thousand Dollars
27 (\$5,100,000), at the rates or charges shown in Exhibit "B"."

28 ///

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

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Lona Beach, CA 90802-4664

1 2. Section 2 of the Agreement is hereby amended to read as follows:
2 "2. TERM. The term of this Agreement shall commence at midnight on
3 May 1, 2014, and shall terminate at 11:59 p.m. on April 30, 2019, unless sooner terminated
4 as provided in this Agreement, or unless the services or the Project is completed sooner."

5 3. Except as expressly modified herein, all of the terms and conditions
6 contained in Agreement No. 33425 are ratified and confirmed and shall remain in full force
7 and effect.

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

10 ANDERSONPENNA PARTNERS, INC., a
11 California corporation

12 _____, 2018

By *Lisa M. Penna*
Name _____
Title **Lisa M. Penna, PE, QSP**
President/CEO

14 _____, 2018

By *Angelique M. Lucero*
Name Angelique M. Lucero
Title CEO

"Consultant"

18 CITY OF LONG BEACH, a municipal
19 corporation

20 *4/4/18*, 2018

By *PLest*
City Manager

"City"

22 This Third Amendment to Agreement No. 33425 is approved as to form on
23 *3/12*, 2018.

25 CHARLES PARKIN, City Attorney

By *Rulu*
Deputy