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

THIRD AMENDMENT TO AGREEMENT NO. 33938

THIS THIRD AMENDMENT TO AGREEMENT NO. 33938 is made and entered, in duplicate, as of July 25, 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 November 20, 2018, by and between HDR ENGINEERING, INC., a Nebraska corporation ("Consultant"), with a place of business at 3230 El Camino Real, Suite 200, Irvine, California 92602, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties) entered into Agreement No. 33938 (the "Agreement") whereby Consultant agreed to provide design services for the final design bid documents, construction bidding and support for the Shoemaker Bridge replacement project; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to decrease the Agreement amount by \$739,654.27 for a total not to exceed amount of \$3,960,345.73 and attach a revised scope of work and a revised rate sheet; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to extend the term to August 30, 2019 and add \$2,491,104.24 to the Agreement; and

WHEREAS, the Parties desire to extend the term one (1) additional oneyear 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, 2015, and shall terminate at 11:59 p.m. on August 30, 2020, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner."

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CERTIFICATE

The undersigned hereby certifies that she is the Assistant Secretary of HDR Engineering, Inc., a Nebraska corporation (the "Corporation"), and that, as such, has custody of the minute books of the Corporation, and that, by Consent and Agreement of the Board of Directors, the following resolution was unanimously adopted:

"RESOLVED, that effective immediately, and until termination of said individual from the Corporation, or until recision by the Corporation's Board of Directors, whichever occurs first, the following individuals are hereby granted the nondelegable authority to execute or approve on behalf of the Corporation, contracts, amendments or change orders for engineering services and architectural services incidental to engineering services to be rendered by the Corporation, . . . , or releases of claim or lien in connection with such services, such contracts, amendments, change orders or releases so executed or approved shall be binding upon the Corporation:

... Brent R. Felker – Executive Vice President ...
... Randy N. Altshuler – Senior Vice President ...
... Amy A. Gilleran – Senior Vice President ...
... Thomas T. Kim – Senior Vice President ...
... Kip D. Field – Vice President ...
... Aaron M. Meilleur – Vice President ...
... Jonny B. Rohrer – Authorized Representative ..."

The undersigned further certifies that the foregoing resolution has been spread in full upon the minute books of the Corporation and is in full force and effect.

DATED Horil 27, 2018.

SEAL SEAL)

Bonnie J. Kudron, Asst. Secretary