

1 FIRST AMENDMENT TO AGREEMENT NO. 34178

2 **34178**

3 THIS FIRST AMENDMENT TO AGREEMENT NO. 34178 is made and
4 entered, in duplicate, as of April 5, 2018 for reference purposes only, pursuant to a minute
5 order adopted by the City Council of the City of Long Beach at its meeting on April 3, 2018,
6 by and between MOFFATT & NICHOL, a California corporation ("Consultant"), with a place
7 of business at 3780 Kilroy Airport Way, Suite 750, Long Beach, California 90806, and the
8 CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City requires specialized services requiring unique skills to be
10 performed in connection with as-needed professional engineering services; and

11 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.
12 34178 (the "Agreement") whereby Consultant agreed to provide these specialized
13 services; and

14 WHEREAS, the Parties desire to add \$2,000,000 to the Agreement for a total
15 not to exceed amount of \$5,000,000;

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

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

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

24 2. Except as expressly modified herein, all of the terms and conditions
25 contained in Agreement No. 34178 are ratified and confirmed and shall remain in full force
26 and effect.

27 ///

28 ///

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

MOFFATT & NICHOL, a California corporation

April 11, 2018, 2018

By Michael J. McCarty
Name MICHAEL J. MCCARTHY
Title VICE PRESIDENT

_____, 2018

By Ashebir Jacob
Name ASHEBIR JACOB
Title Vice President

"Consultant"

4/25, 2018

CITY OF LONG BEACH, a municipal corporation

By PL West
City Manager

"City"

This First Amendment to Agreement No. 34178 is approved as to form on

4/20, 2018.

CHARLES PARKIN, City Attorney

By Kelly
Deputy