

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

FOURTH AMENDMENT TO AGREEMENT NO. 34376

34376

THIS FOURTH AMENDMENT TO AGREEMENT NO. 34376 is made and entered, in duplicate, as of June 19, 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 July 5, 2016, by and between ANDERSONPENNA PARTNERS, INC., a California corporation ("Consultant"), with a place of business at 3737 Birch Street, Newport Beach, California 92660, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34376 (the "Agreement") whereby Consultant agreed to provide as-needed public works construction management and inspection services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add \$1,000,000 for a total not to exceed amount of \$2,000,000; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add \$1,000,000 for a total not to exceed amount of \$3,000,000; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to increase the rates to align with prevailing wages; and

WHEREAS, the Parties desire to add \$500,000 for a total not to exceed amount of \$3,500,000 and 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 1.A. of the Agreement is hereby amended to read as follows:

A. Consultant shall furnish specialized services more particularly described in Exhibit "A", attached to this Agreement and incorporated by this reference, in accordance with the standards of the profession, and City shall pay for these services in the manner described below, not to exceed Three Million Five Hundred Thousand Dollars (\$3,500,000), at the rates or charges shown in Exhibit "B".

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


"2. TERM. The term of this Agreement shall commence at midnight on August 31, 2016, and shall terminate at 11:59 p.m. on August 31, 2020, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner. The term may be extended for one (1) additional one-year period, at the discretion of the City Manager."

3. Except as expressly amended herein, all terms and conditions in Agreement No. 34376 are ratified and confirmed and shall remain in full force and effect.


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.

ANDERSONPENNA PARTNERS, INC., a California corporation

_____, 2019

By 
Name Dino D'Emilia
Title Vice President

_____, 2019

By 
Name LISA M. PENNA
Title VICE PRESIDENT

Tom Modica
Assistant City Manager

"Consultant"

**EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER**

CITY OF LONG BEACH, a municipal corporation

August 1, 2019

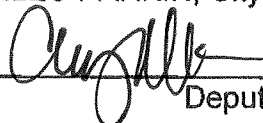
By 
City Manager

"City"

This Fourth Amendment to Agreement No. 34376 is approved as to form on

July 23, 2019.

CHARLES PARKIN, City Attorney

By 
Deputy