

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4664

FIFTH AMENDMENT TO AGREEMENT NO. 34390

34390

THIS FIFTH AMENDMENT TO AGREEMENT NO. 34390 is made and entered, as of July 25, 2022, 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 19, 2022, by and between STANTEC CONSULTING SERVICES INC., a New York corporation 38 Technology Drive, Suite 200 (“Consultant”), with a place of business at ~~46 Discovery, Suite 250~~, Irvine, California 92618, and the CITY OF LONG BEACH, a municipal corporation (“City”).

WHEREAS, City and Consultant (the “Parties”) entered into Agreement No. 34390 (the “Agreement”) whereby Consultant agreed to provide as-needed public works construction management and inspection services in a not to exceed amount of One Million Dollars (\$1,000,000) for a period of three (3) years with the option to extend for two (2) additional one-year periods, at the discretion of the City Manager; and

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

WHEREAS, the Parties entered into a Second Amendment to the Agreement to extend the term to August 31, 2020; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to extend the term to August 31, 2021; and

WHEREAS, on August 3, 2021, the City Council authorized increasing the aggregate not to exceed amount and extended the term to August 31, 2022, for as-needed construction management and inspection services for all public works projects; and

WHEREAS, the Parties entered into a Fourth Amendment to the Agreement to extend the term to August 31, 2022; and

WHEREAS, on July 19, 2022, the City Council authorized increasing the aggregate not to exceed amount and extended the term to August 31, 2023, for as-needed construction management and inspection services for all public works projects; and

1 WHEREAS, the Parties desire to extend the term one (1) additional one-year
2 period and update the City Representative;

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

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

6 "2 TERM. The term of this Agreement shall commence at midnight on
7 August 31, 2016, and shall terminate at 11:59 p.m. on August 31, 2023, unless sooner
8 terminated as provided in this Agreement, or unless the services or the Project is
9 completed sooner."

10 2. The City Representative in Exhibit "C" to the Agreement is hereby
11 amended in accordance with Exhibit "C-1", attached hereto and incorporated by this
12 reference.

13 3. Except as expressly modified herein, all of the terms and conditions
14 contained in Agreement No. 34390 are ratified and confirmed and shall remain in full force
15 and effect.

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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.

STANTEC CONSULTING SERVICES INC., a New York corporation

Sept 8, 2022

By Paul Ryan
Name PAUL RYAN
Title Senior Principal

September 8th, 2022

By Tina Moschetti
Name TINA MOSCHETTI
Title Vice President

"Consultant"

CITY OF LONG BEACH, a municipal corporation

September 20, 2022

By Linda J. Jabum
City Manager

"City" EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER

This Fifth Amendment to Agreement No. 14990 is approved as to form on

September 13, 2022.

CHARLES PARKIN, City Attorney

By Vanessa A. Allen
Deputy

Exhibit C-1

City's Representative:

Keith Hoey

Assistant City Engineer

Keith.Hoey@LongBeach.Gov

562/570-6586