

FOURTH AMENDMENT TO AGREEMENT NO. 34366

34366

THIS FOURTH AMENDMENT TO AGREEMENT NO. 34366 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 P2S ENGINEERING, INC., a California corporation ("Consultant"), with a place of business at 5000 E. Spring Street, 8th Floor, Long Beach, California 90815, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34366 (the "Agreement") whereby Consultant agreed to provide as-needed public works construction management and inspection services in an amount not to exceed Five Hundred Thousand Dollars (\$500,000) 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 extend the term to August 31, 2020; and

WHEREAS, the Parties entered into a Second 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 Third 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

WHEREAS, the Parties desire to extend the term one (1) additional one-year period, attach an updated rate sheet, and update the City Representative;

NOW, THEREFORE, in consideration of the mutual terms, covenants, and

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

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Long Beach, CA 90802-4664

1 conditions herein contained, the Parties agree as follows:

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

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

7 2. The Rates contained in Exhibit "B" to the Agreement are hereby
8 amended and replaced by Exhibit "B-1", attached hereto and incorporated herein.

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

12 4. Except as expressly modified herein, all of the terms and conditions
13 contained in Agreement No. 34366 are ratified and confirmed and shall remain in full force
14 and effect.

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4684

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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.

P2S ENGINEERING, INC., a California corporation

August 9, 2022

By [Signature]
Name Kevin L Peterson
Title President + CEO

August 9, 2022

By [Signature]
Name Kevin W Peterson
Title Vice President & COO

"Consultant"

CITY OF LONG BEACH, a municipal corporation

August 19, 2022

By [Signature]
City Manager

"City"

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

This Fourth Amendment to Agreement No. 34366 is approved as to form on

August 16, 2022.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy

Exhibit B-1

Rates or Charges Update

Table
Schedule



Rate Schedule

Title	Hourly Rate
Principal / Project Director	\$206
Senior Construction Manager CM III	\$185
Construction Manager CM II	\$175
Construction Manager CM I	\$165
Assistant Construction Manager	\$144
Project Engineer	\$134
Project Coordinator	\$113
Resident Engineer	\$185
Lead Construction Inspector	\$165
Construction Inspector	\$144

Exhibit C-1

City's Representative:

Keith Hoey

Assistant City Engineer

Keith.Hoey@LongBeach.Gov

562/570-6586