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

## THIRD AMENDMENT TO AGREEMENT NO. 35054

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THIS THIRD AMENDMENT TO AGREEMENT NO. 35054 is made and entered, in duplicate, as of October 1, 2021 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on September 4, 2018, by and between WISS, JANNEY, ELSTNER ASSOCIATES, INC., an Illinois corporation ("Consultant"), with a place of business at 225 South Lake Avenue, Suite 500, Pasadena, California 91 101, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35054 (the "Agreement") whereby Consultant agreed to provide on-call historic preservation consultant services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add \$60,000 for a total not to exceed amount of \$70,000 and attach an additional scope of work; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to extend the term to September 30, 2021; and

WHEREAS, the Parties desire to add \$50,000 to the Agreement for a total not to exceed amount of \$120,000 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 One Hundred Twenty Thousand Dollars (\$120,000), at the rates or charges shown in Exhibit "B"."
  - 2. 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 or
October 1, 2018 and shall terminate at 11:59 p.m. on September 30, 2022, unless soone
terminated as provided in this Agreement, or unless the services or the Project i
completed sooner."

 Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 35054 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.

	WISS, JANNEY, ELSTNER ASSOCIATES, INC., an Illinois corporation	
October 18, 2021 , 2021	By	
October 18, 2021 , 2021	By	
	"Consultant"	
November 8, 2021	CITY OF LONG BEACH, a municipal corporation  By Sunda J. Jahren,  Eith Managerant  TO SECTION 301 OF THE CITY CHARTER.	
This Third Amendment to Agreement No. 35054 is approved as to form on		

Amendment to Agreement No. 30004 is approved as to form on

October 26 , 2021.

CHARLES PARKIN, City Attorney

**Deputy**