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

SECOND AMENDMENT TO AGREEMENT NO. 34178

THIS SECOND AMENDMENT TO AGREEMENT NO. 34178 is made and entered, in duplicate, as of October 11, 2018 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on April 3, 2018, by and between MOFFATT & NICHOL, a California corporation ("Consultant"), with a place of business at 3780 Kilroy Airport Way, Suite 750, Long Beach, California 90806, and the CITY OF LONG BEACH, a municipal corporation ("City").

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

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

WHEREAS, the Parties entered into a First Amendment to the Agreement to add \$2,000,000 to the Agreement for a total not to exceed amount of \$5,000,000; and

WHEREAS, the Parties desire to add \$1,000,000 to the Agreement for a total not to exceed amount of \$6,000,000 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 Six Million Dollars (\$6,000,000), at the rates or charges shown in Exhibit "B"."
 - 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

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