

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

1 FIRST AMENDMENT TO AGREEMENT NO. 33512

2 **33512**

3 THIS FIRST AMENDMENT TO AGREEMENT NO. 33512 is made and  
4 entered, in duplicate, as of June 16, 2016, for reference purposes only, pursuant to a  
5 minute order adopted by the City Council of the City of Long Beach at its meeting only  
6 September 2, 2014, by and between KLEINFELDER, INC., a California corporation  
7 ("Consultant"), with a place of business at 5015 Shoreham Place, San Diego, California  
8 92122, and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City requires specialized services requiring unique skills to be  
10 performed in connection with as-needed airport pavement evaluation consulting and  
11 related services; and

12 WHEREAS, the parties entered Agreement No. 33512 (the "Agreement")  
13 whereby Consultant agreed to provide these services; and

14 WHEREAS, the parties desire to extend the term and add \$350,000 for a  
15 total not to exceed Agreement amount of \$1,100,000;

16 NOW, THEREFORE, in consideration of the mutual terms, covenants, and  
17 conditions herein contained, the parties agree as follows:

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

19 "A. Consultant shall generally furnish specialized services more  
20 particularly described in (i) RFQ No. AP13-030 dated May 20, 2013, and Task Order 001  
21 dated May 23, 2014, each attached as Exhibit "A-1" to this Agreement and incorporated  
22 herein by this reference, and (ii) Consultant's response to such RFQ attached as Exhibit  
23 "A-2" to this Agreement and incorporated by this reference, in accordance with the  
24 standards of the profession, and City shall pay for these services in the manner described  
25 below, not to exceed One Million One Hundred Thousand Dollars (\$1,100,000), at the rates  
26 or charges shown in Exhibit "B". Consultant shall specifically furnish specialized services  
27 on as-needed basis more particularly described in individual scopes of work to be prepared  
28 by City staff and delivered to Consultant respecting discreet projects to be completed

1 hereunder (each, a "Project"). Consultant's Designated Employee (as defined in Section  
2 3.B) shall negotiate with City's representative (as defined in Exhibit "C") in order to  
3 determine specific terms applicable to each Project. Upon successful negotiation of the  
4 terms of each Project to be completed hereunder, Consultant's Designated Employee shall  
5 approve of such terms in writing, and subsequently move forward with each Project only  
6 after written direction to do so from City's representative."

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

8 "2. TERM. The term of this Agreement shall commence at midnight on  
9 September 3, 2014, and shall terminate at 11:59 p.m. on September 30, 2017, unless  
10 sooner terminated as provided in this Agreement, or unless the services or the Project is  
11 completed sooner. The City shall have one (1) additional option to extend the term hereof  
12 for a period of one (1) year, exercisable upon advance written notice from City to  
13 Consultant."

14 3. Except as expressly modified herein, all of the terms and conditions  
15 contained in Agreement No. 33512 are ratified and confirmed and shall remain in full force  
16 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.

KLEINFELDER, INC., a California corporation

July 20, 2016

By [Signature]  
Name Kash Hadipour  
Title Vice President

July 20, 2016

By [Signature]  
Name Houman Makarechi  
Title Senior Vice President

"Consultant"

CITY OF LONG BEACH, a municipal corporation

8/1, 2016

By [Signature]  
City Manager  
Assistant City Manager

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

"City"

This First Amendment to Agreement No. 33512 is approved as to form on

7/27, 2016.

CHARLES PARKIN, City Attorney

By [Signature]  
Deputy