OFFICE OF THE CITY ATTORNEY CHARLES PARKIN, City Attorney 411 West Ocean Boulevard, 9th Floor Long Beach, CA 90802-4511

THIRD AMENDMENT TO AGREEMENT NO. 34878

THIS THIRD AMENDMENT TO AGREEMENT NO. 34878 is made and entered, in duplicate, as of November 12, 2021, for reference purposes only, pursuant to Resolution No. RES-17-0141, adopted by the City Council of the City of Long Beach at its meeting on December 5, 2017, by and between TAIT ENVIRONMENTAL SERVICES, INC., a California corporation ("Contractor"), with a place of business at 701 N. Parkcenter Drive, Santa Ana, California, 92705, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires technical support, construction management services, and regulatory updates for the City's Fuel Operations program; and

WHEREAS, City and Contractor (the "Parties") entered into Agreement No. 34878 (the "Agreement") whereby Contractor agreed to provide these services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to extend the term of the Agreement to December 31, 2020 and update the time and material rate schedule effective January 1, 2020; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to extend the term of the Agreement to December 31, 2021; and

WHEREAS, the Parties desire to extend the term of the Agreement for 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 2. of the Agreement is hereby amended to read as follows:
- "2. <u>TERM.</u> The term of this Agreement shall commence at midnight on January 1, 2018, and shall terminate at 11:59 p.m. on December 31, 2022, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner."
 - 2. Except as expressly modified herein, all terms and conditions

contained in Agreement No. 34878 are ratified and confirmed and shall remain in full force 1 2 and effect. 3 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. 4 5 TAIT ENVIRONMENTAL SERVICES, INC., a California corporation 6 November 18' 7 8 9 Name 10 Title 11 "Contractor" 12 CITY OF LONG BEACH, a municipal 13 corporation 14 15 City Manager 16 "City" 17 This Third Amendment to Agreement No. 34878 is approved as to form on December 2 18 2021. 19 CHARLES PARKIN, City Attorney 20 21 Deputy 22 23 24 25 26 27 28

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