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

## SECOND AMENDMENT TO AGREEMENT NO. 35229 35229

THIS SECOND AMENDMENT TO AGREEMENT NO. 35229 is made and entered, in duplicate, as of March 4, 2022, for reference purposes only, pursuant to minute orders adopted by the City Council of the City of Long Beach at its meetings on March 5, 2019 and November 17, 2020, by and between CITY FABRICK, a California corporation ("Consultant"), with a place of business at 425 East Fourth Street, Unit E, Long Beach, California 90802, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35229 (the "Agreement") whereby Consultant agreed to provide on-call environmental, planning, affordable housing, and community engagement consultant services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add \$25,000 for a total not to exceed amount of \$75,000 and extend the term to March 5, 2022; and

WHEREAS, the Parties desire to add \$45,000 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 the 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 on March 6, 2019, and shall terminate at 11:59 p.m. on March 5, 2023, unless sooner terminated as provided in this Agreement, or unless the services or the Project is

completed sooner. The term may be extended for one (1) additional one-year period, at the discretion of the City Manager."

 Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 35229 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.

March 23, 202	Name E Title F	Brian Ula	szewski Executive	<u>Q</u>
	"Consultant	t"		
This Second Amendment April 5 , 2022.	corporation  2 By <u>fine</u> "City"	ndu \ City I	J. Jah Manageru TO SE THE C	TED PURSUAN CTION 301 OI ITY CHARTER
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