

FIFTH AMENDMENT TO RIGHT OF ENTRY PERMIT NO. P-00036

P-00036

THIS FIFTH AMENDMENT TO RIGHT OF ENTRY PERMIT NO. P-00036 is made and entered, in duplicate, as of March 28, 2022, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on May 5, 2020, by and between AECOM TECHNICAL SERVICES, INC., a California corporation ("Permittee") and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, the City granted Permittee permission to enter the City-owned property described in Exhibit "A" attached to Permit No. P-00036 (the "Permit") for the purpose and to the extent reasonably necessary for the drilling of soil vapor sampling wells and the installation of temporary vapor testing equipment in the Baker Street Mini Park and the Wrigley Heights Dog Park; and

WHEREAS, City and Permittee entered into a First Amendment to the Permit to extend the term for a one (1) year period through April 30, 2017; and

WHEREAS, City and Permittee entered into a Second Amendment to the Permit to extend the term for an additional one (1) year period through April 30, 2018; and

WHEREAS, City and Permittee entered into a Third Amendment to the Permit to further extend the term for a two (2) year period through April 30, 2020; and

WHEREAS, City and Permittee desire to extend the term for an additional two (2) year period with the option to renew for three (3) additional one-year periods for continued monitoring of the soil vapor sampling wells located in the Parks; and

WHEREAS, City and Permittee again desire to extend the term of the Permit for an additional one (1) year period.

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

1. Section 3 of the Permit is hereby amended to read as follows:

"3. The term of this Permit shall begin on May 1, 2015, and shall end on

1 April 30, 2023. City shall have the option to extend the term of this Agreement for two (2)
2 additional one-year periods through April 30, 2025, at the discretion of the City Manager.”

3 2. Except as expressly stated herein, all of the terms, covenants, and
4 conditions of Permit No. P-00036 are ratified and confirmed and shall remain in full force
5 and effect.

6 Permittee consents to and agrees to perform the terms, covenants, and
7 conditions imposed on Permittee under this Permit during the renewal period.

8 AECOM TECHNICAL SERVICES, INC., a
9 California corporation

10 April 6, 2022

By Jay F.
Name Jay Francisco
Title Associate Vice President

13 April 6, 2022

By Mike Arvidson
Name Mike Arvidson
Title Associate Vice President

16 “Permittee”

17 CITY OF LONG BEACH, a municipal
18 corporation

19 June 30, 2022

By Linda J. Tahrn
City Manager

20 “City”

21 This Fifth Amendment to Permit No. P-00036 is approved as to form on

22 April 13th, 2022.

24 CHARLES PARKIN, City Attorney

25 By Anita Lakhani

26 Anita Lakhani, Deputy City Attorney