OFFICE OF THE CITY ATTORNEY DAWN MCINTOSH, City Attorney 411 West Ocean Boulevard, 9th Floor Long Beach, CA 90802-4664

SIXTH AMENDMENT TO AGREEMENT NO. 34655

THIS SIXTH AMENDMENT TO AGREEMENT NO. 34655 is made and entered, in duplicate, as of July 13, 2023, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on June 13, 2017, by and between CITY FABRICK, a California nonprofit 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. 34655 (the "Agreement") whereby Consultant agreed to provide as needed urban planning design services for a period of two (2) years with the option to renew for three (3) additional one-year periods in an amount not to exceed Six Hundred Thousand Dollars (\$600,000); and; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to increase the authority amount for a total not to exceed Nine Hundred Thousand Dollars (\$900,000), and extend the term to June 30, 2020; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to increase the authority amount for a total not to exceed One Million Dollars (\$1,000,000), and extend the term to June 30, 2021; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to extend the term to June 30, 2022; and

WHEREAS, on June 21, 2022, City Council approved extending the term of the Agreement by one (1) additional one-year period; and

WHEREAS, the Parties entered into a Fourth Amendment to the Agreement to extend the term to June 30, 2023, update the City Representative, and attach an updated rate sheet; and

WHEREAS, on June 6, 2023, City Council approved extending the Agreement term by one (1) additional one-year period; and

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WHEREAS, the Parties entered into a Fifth Amendment to the Agreement to extend the term to June 30, 2024, and attach an updated rate sheet; and

WHEREAS, the Parties desire to add Two Hundred Fifty Thousand Dollars (\$250,000) to increase the total Agreement amount;

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 One Million Two Hundred Fifty Thousand Dollars (\$1,250,000), at the rates or charges shown in Exhibit "B-2" of the Fifth Amendment to the Agreement."
- Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 34655 are ratified and confirmed and shall remain in full force 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. CITY FABRICK, a California nonprofit corporation Name Title July 18 2023 Ву Brian Ulaszewski Name Executive Director, Principal Title "Consultant" CITY OF LONG BEACH, a municipal corporation Sunda F. Jahrm EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER. This Sixth Amendment to Agreement No. 34655 is approved as to form on JULY 20 _____, 2023. DAWN MCINTOSH, City Attorney