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SECOND AMENDMENT TO AGREEMENT NO. 28336

entered, in duplicate, as of April 6, 2006 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on April 4, 2006, by and between THE GORDIAN GROUP, doing business in California as THE MELLON GROUP, a Delaware corporation ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, the parties entered Agreement No. 28336 whereby Consultant agreed to provide specialized services requiring unique skills to be performed in connection with the development and design of a program for Job Order Contracting ("JOC"); and

WHEREAS, the parties desire to extend the term and increase the amount of the Agreement accordingly;

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

- 1. Section 2 of Agreement No. 28336 is hereby amended to read as follows:
- "2. <u>TERM</u>. The initial term of this Agreement shall commence at midnight on February 1, 2003, and shall terminate at 11:59 p.m. on January 31, 2005. The first extended term of this Agreement shall commence at midnight on February 1, 2005 and, unless sooner terminated as provided herein, shall terminate at 11:59 p.m. on January 31, 2006, or unless the services to be performed hereunder or the Project is completed sooner. The second extended term of this Agreement shall commence at midnight on February 1, 2006 and, unless sooner terminated as provided herein, shall terminate at 11:59 p.m. on January 31, 2007.
- Except as expressly amended herein, all terms and conditions in Agreement No. 28336 are ratified and confirmed and shall remain in full force and effect.
 IN WITNESS WHEREOF, the parties have caused this document to be duly

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