

SEVENTH AMENDMENT TO AGREEMENT NO. 34228

34228

THIS SEVENTH AMENDMENT TO AGREEMENT NO. 34228 is made and entered, in duplicate, as of April 24, 2019, 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 16, 2019, by and between OVERLAND, PACIFIC & CUTLER, LLC., a Delaware limited liability company ("Consultant"), with a place of business at 3750 Schaufele Avenue, Suite 150, Long Beach, California 90808, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with as-needed acquisition, relocation, property management and related services; and

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34228 (the "Agreement") whereby Consultant agreed to provide these services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add \$350,000 for a total not to exceed amount of \$750,000; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add \$150,000 for a total not to exceed amount of \$900,000; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to add \$20,000 for a total not to exceed amount of \$920,000; and

WHEREAS, the Parties entered into a Fourth Amendment to the Agreement to add \$400,000 for a total not to exceed amount of \$1,320,000; and

WHEREAS, the Parties entered into a Fifth Amendment to the Agreement to add \$800,000 for a total not to exceed amount of \$2,120,000; and

WHEREAS, the Parties entered into a Sixth Amendment to the Agreement to add \$260,000 for a total not to exceed amount of \$2,380,000 and extend the term to January 31, 2020; and

WHEREAS, the Parties desire to add \$400,000 for a total not to exceed

1 amount of \$2,780,000;

2 NOW, THEREFORE, in consideration of the mutual terms, covenants, and
3 conditions herein contained, the Parties agree as follows:

4 1. Section 1.A. of the Agreement is hereby amended to read as follows:

5 "A. Consultant shall furnish specialized services more particularly
6 described in Exhibit "A", attached to the Agreement and incorporated by this
7 reference, in accordance with the standards of the profession, and City shall pay for
8 these services in the manner described below, not to exceed Two Million Seven
9 Hundred Eighty Thousand Dollars (\$2,780,000), at the rates or charges shown in
10 Exhibit "B".

11 2. Except as expressly modified herein, all of the terms and conditions
12 contained in Agreement No. 34228 are ratified and confirmed and shall remain in full force
13 and effect.

14 ///

15 ///

16 ///

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 IN WITNESS WHEREOF, the Parties have caused this document to be duly
2 executed with all formalities required by law as of the date first stated above.

3 OVERLAND, PACIFIC & CUTLER, LLC, a
4 Delaware limited liability company

5 4/30, 2019

By [Signature]
Name Diana Everett
Title President + CEO

6
7 4/30, 2019

By [Signature]
Name PETER J. CHAPMAN
Title REGIONAL MANAGER

8 **Tom Modica**
9 **Assistant City Manager**

10 **EXECUTED PURSUANT**
11 **TO SECTION 301 OF**
12 **THE CITY CHARTER**

“Consultant”

13 CITY OF LONG BEACH, a municipal
14 corporation

15 May 10, 2019

By [Signature]
City Manager

“City”

16 This Seventh Amendment to Agreement No. 34228 is approved as to form
17 on May 3, 2019.

18 CHARLES PARKIN, City Attorney

19 By [Signature]
20 Deputy
21
22
23
24
25
26
27
28