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

FOURTH AMENDMENT TO AGREEMENT NO. 33425

THIS FOURTH AMENDMENT TO AGREEMENT NO. 33425 is made and entered, in duplicate, as of May 17, 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 May 14, 2019, by and between ANDERSONPENNA PARTNERS, INC., a California corporation, with a place of business at 20280 Acacia Street, Suite 100, Newport Beach, California 92660 ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with on-call street design consulting services; and

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 33425 (the "Agreement") whereby Consultant agreed to provide these services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to update the City representative and extend the term to April 30, 2018; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add \$600,000 to the Agreement for a total not to exceed amount of \$1,600,000; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to add \$3,500,000 for a total not to exceed amount of \$5,100,000 and extend the term to April 30, 2019; and

WHEREAS, the Parties desire to extend the term one (1) additional one oneyear period;

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

- 1. 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 May 1, 2014, and shall terminate at 11:59 p.m. on April 30, 2020, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner."
 - 2. Except as expressly modified herein, all of the terms and conditions

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2

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