1	FIFTH AMENDMENT TO AGREEMENT NO. 33504
2	33504
3	THIS FIFTH AMENDMENT TO AGREEMENT NO. 33504 is made and
4	entered, in duplicate, as of July 26, 2019, for reference purposes only, pursuant to a minute
5	order adopted by the City Council of the City of Long Beach at its meeting on June 13,
6	2017, by and between RJM DESIGN GROUP, INC., a California corporation with a place
7	of business at 31591 Camino Capistrano, San Juan Capistrano, California 92675
8	("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City").
9	WHEREAS, City and Consultant (the "Parties") entered into Agreement No.
10	33504 (the "Agreement") whereby Consultant agreed to provide as-needed landscape
11	architectural services; and
t 12	WHEREAS, the Parties entered a First Amendment to the Agreement to
13 13	increase the amount by \$750,000 for a total not to exceed amount of \$1,000,000; and
² 14	WHEREAS, the Parties entered into a Second Amendment to the Agreement
j 15	to extend the term and add \$50,000 for a total not to exceed amount of \$1,050,000; and
15 15 16	WHEREAS, the Parties entered into a Third Amendment to the Agreement
17	to extend the term and add \$50,000 for a total not to exceed amount of \$1,100,000; and
18	WHEREAS, the Parties entered into a Fourth Amendment to extend the term,
19	update the City Representative and attach a revised rate sheet; and
20	WHEREAS, the Parties desire to extend the term one (1) additional one-year
21	period;
22	NOW, THEREFORE, in consideration of the mutual terms, covenants, and
23	conditions herein contained, the Parties agree as follows:
24	1. Section 2 of the Agreement is hereby amended to read as follows:
25	"2. <u>TERM</u> . The term of this Agreement shall commence at midnight on
26	August 1, 2014, and shall terminate at 11:59 p.m. on August 1, 2020, unless sooner
27	terminated as provided in this Agreement, or unless the services or the Project is
28	completed sooner."
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OFFICE OF THE CITY ATTORNEY CHARLES PARKIN, City Attorney 333 West Ocean Boulevard, 11th Floor Lond Beach. CA 90802-4664

II

2. Except as expressly modified herein, all of the terms and conditions 1 2 contained in Agreement No. 33504 are ratified and confirmed and shall remain in full force 3 and effect. IN WITNESS WHEREOF, the Parties have caused this document to be duly 4 5 executed with all formalities required by law as of the date first stated above. 6 RJM DESIGN GROUP, INC., a California corporation 7 2019 Bγ 8 Name 9 Title 10 2019 Bv Name 11 Title OFFICE OF THE CITY ATTORNEY CHARLES PARKIN, City Attorney 333 West Ocean Boulevard, 11th Floor Lond Beach. CA 90802-4664 Tom Modica 12 Assistant City Manager "Consultant" EXECUTED PURSUANT 13 TO SECTION 301 OF CITY OF LONG BEACH, a municipal THE CITY CHARTER 14 corporation 15 2019 Βv 16 **City Manager** 17 "City" 18 This Fifth Amendment to Agreement No. 33504 is approved as to form on 19 2019. 20 CHARLES PARKIN, City Attorney 21 Βv 22 Ďěputy 23 24 25 26 27 28 2 ARW:bg A14-01475 01050449.docx