OFFICE OF THE CITY ATTORNEY CHARLES PARKIN, City Attorney 411 West Ocean Boulevard, 9th Floor Long Beach. CA 90802

THIRD AMENDMENT TO AGREEMENT NO. 34179

THIS THIRD AMENDMENT TO AGREEMENT NO. 34179 is made and entered, in duplicate, as of October 9, 2020 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on October 6, 2020, by and between KOA CORPORATION, a California corporation ("Consultant"), with a place of business at 1100 Corporate Center Drive, Suite 201, Monterey Park, California 91754, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34179 (the "Agreement") whereby Consultant agreed to provide as-needed professional engineering services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to extend the term to December 31, 2019; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add \$500,000 for a total not to exceed amount of \$3,500,000 and extend the term to December 31, 2020; and

WHEREAS, the Parties desire to extend the term one (1) additional one-year 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 January 1, 2016, and shall terminate at 11:59 p.m. on December 31, 2021, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner."
- 2. Except as expressly amended herein, all terms and conditions in Agreement No. 34179 are ratified and confirmed and shall remain in full force and effect.

executed with all formalities required by la	w as of the date first stated above. KOA CORPORATION, a California corporation
, 2020	By
, 2020	By Jul Falter Name Joel Falter Title Principal
	"Consultant" CITY OF LONG BEACH, a municipal
Mevember 11, 2020	City Manager EXECUTED PURSUANT TO SECTION 301 OF
This Third Amendment to Ago October 28 , 2020.	greement No. 34179 is approved as to form on
	CHARLES PARKIN, City Attorney Deputy