OFFICE OF THE CITY ATTORNEY CHARLES PARKIN, City Attorney 411 West Ocean Boulevard, 9th Floor Long Beach. CA 90802-4664

THIRD AMENDMENT TO AGREEMENT NO. 35226

THIS THIRD AMENDMENT TO AGREEMENT NO. 35226 is made and entered, in duplicate, as of February 1, 2021, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on March 5, 2019, by and between HDR ENGINEERING, INC., a Nebraska corporation ("Consultant"), with a place of business at 100 Oceangate, Suite 1120, Long Beach, California 90802, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35226 (the "Agreement") whereby Consultant agreed to provide on-call environmental, planning, affordable housing, and community engagement consultant services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add \$75,000 for a total not to exceed amount of \$200,000; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add \$50,000 for a total not to exceed of \$250,000; and

WHEREAS, the Parties desire to extend the term one (1) additional one-year period and add \$250,000 for a total not to exceed amount of \$500,000

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

- 1. Section 1.A. of the Agreement is hereby amended to read as follows:
- "A. Consultant shall furnish specialized services more particularly described in Exhibit "A", attached to this Agreement and incorporated by this reference, in accordance with the standards of the profession, and City shall pay for these services in the manner described below, not to exceed Five Hundred Thousand Dollars (\$500,000), at the rates or charges shown in Exhibit "B"."
 - 2. 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 March 6, 2019, and shall terminate at 11:59 p.m. on March 5, 2022, unless sooner

terminated as provided in this Agreement, or unless the services or the Project is completed sooner. The term may be extended for two (2) additional one-year periods, at the discretion of the City Manager."

3. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 35226 are ratified and confirmed and shall remain in full force and effect.

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

	HDR ENGINEERING, INC., a Nebraska
February 10_, 2021	By Kip D. Field
February 10_, 2021	ByName_ Thomas T. Kim TitleSr. Vice President
	"Consultant"
	CITY OF LONG BEACH, a municipal corporation
<u>March</u> 3, 2021	By <u>Sindu J. Jatum</u> City Manager
	"City" EXECUTED PURSUANT TO SECTION 301 OF
This Third Amendment to Agr	eement No. 35226 is approved as to form on
February 23, 2021.	
	CHARLES PARKIN, City Attorney By Deputy