

OFFICE OF THE CITY ATTORNEY
DAWN MCINTOSH, City Attorney
411 West Ocean Boulevard, 9th Floor
Lana Beach, CA 90802-4664

1 THIRD AMENDMENT TO AGREEMENT NO. 35220

2 **35220**

3 THIS THIRD AMENDMENT TO AGREEMENT NO. 35220 is made and
4 entered, in duplicate, as of February 7, 2023, for reference purposes only, pursuant to
5 minute orders adopted by the City Council of the City of Long Beach at its meetings on
6 March 5, 2019 and November 17, 2020, by and between PSOMAS, a California corporation
7 ("Consultant"), with a place of business at 3 Hutton Centre Drive, Suite 200, Santa Ana,
8 California 92707, and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.
10 35220 (the "Agreement") whereby Consultant agreed to provide on-call environmental,
11 planning, affordable housing, and community engagement consultant services; and

12 WHEREAS, the Parties entered into a First Amendment to the Agreement to
13 add \$75,000 for a total not to exceed amount of \$200,000 and extend the term to March 5,
14 2022; and

15 WHEREAS, the Parties entered into a Second Amendment to extend the
16 term to March 5, 2023; and

17 WHEREAS, the Parties desire to add \$150,000 to the Agreement for an
18 amount not to exceed \$350,000 and extend the term one (1) additional one-year period;

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

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

22 "A. Consultant shall furnish specialized services more particularly
23 described in Exhibit "A", attached to this Agreement and incorporated by this reference, in
24 accordance with the standards of the profession, and City shall pay for these services in
25 the manner described below, not to exceed Three Hundred Fifty Thousand Dollars
26 (\$350,000), at the rates or charges shown in Exhibit "B"."

27 2. Section 2 of the Agreement is hereby amended to read as follows:

28 "2. TERM. The term of this Agreement shall commence at midnight on

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1 March 6, 2019, and shall terminate at 11:59 p.m. on March 5, 2024, unless sooner
2 terminated as provided in this Agreement, or unless the services or the Project is
3 completed sooner."

4 3. Except as expressly modified herein, all of the terms and conditions
5 contained in Agreement No. 35220 are ratified and confirmed and shall remain in full force
6 and effect.

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

9 PSOMAS, a California corporation
10 February 15, 2023 By Jim Hunter
11 Name Jim Hunter
12 Title Vice President
13 February 15, 2023 By JM Marks
14 Name Jennifer Marks
15 Title Vice President

16 EXECUTED PURSUANT
17 TO SECTION 301 OF
18 THE CITY CHARTER.

"Consultant"

CITY OF LONG BEACH, a municipal
corporation

19 March 10, 2023 By Linda F. Jabon
20 City Manager

"City"

21 This Third Amendment to Agreement No. 35220 is approved as to form on
22 February 28, 2023.

23 DAWN MCINTOSH, City Attorney
24 By [Signature]
25 Deputy
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