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

THIRD AMENDMENT TO AGREEMENT NO. 28541

THIS THIRD AMENDMENT TO AGREEMENT NO. 28541 is made and entered, in duplicate, as of November 7, 2007 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting held on October 16, 2007, by and between KIMLEY-HORN AND ASSOCIATES, INC., a North Carolina corporation, ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, the parties entered Agreement No. 28541 whereby Consultant agreed to provide specialized services in connection with As-Needed Airport Planning, Engineering and Architectural Consulting Services ("Project"); and

WHEREAS, the parties desire to decrease the contract amount;

NOW, THEREFORE, in consideration of the mutual terms and conditions in the Agreement and in this Second Amendment, the parties agree as follows:

- 1. Section 1(A) of Agreement No. 28541 is hereby amended to read as follows:
- "1. SCOPE OF WORK OR SERVICES. A. Consultant shall furnish specialized services more particularly set forth in Exhibit 'A', attached to the Agreement and incorporated by this reference, in accordance with the standards of the profession, and City shall pay for said services in the manner described below, not to exceed \$2,200,000, at the rates or charges described in Exhibit 'A'. For the period from August 19, 2007 through August 18, 2008, City shall pay to Consultant the rates identified in Consultant's "Rate Schedule," attached to the Second Amendment as Exhibit "A-1".
- 2. Except as expressly amended in this Third Amendment, all terms and conditions in the Agreement are ratified and confirmed and shall remain in full force and effect.

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	1	IN WITNESS WHEREOF, the parties hereto have caused this document to	
OFFICE OF THE CITY ATTORNEY ROBERT E. SHANNON, City Attorney 333 West Ocean Boulevard, 11th Floor Long Beach, CA 90802-4664	2	be duly executed with all formalities required b	by law as of the date first stated herein.
	3		KIMLEY-HORN AND ASSOCIATES, INC,
	4		a North Carolina corporation
	5		By Serine Ceandella
	6	_	Serine Ciandella (Type or Print Name)
	7	11/15/2007 , 2007 E	By My Marine)
	8	_	Nikki Kerry
	9		(Type or Print)Name)
	10	i i	'Consultant"
	11		CITY OF LONG BEACH, a municipal corporation
	12		By Christine J. Aluply SISTANT
	13		City Manager
	14	u	City" TO SECTION 30
	15	This Third Amendment to Agree	ement No. 28541 is approved as to form on
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	17		
	18	R	OBERT E. SHANNON, City Attorney
	19	В	y <u>Xuva Conway</u> Depyty
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