

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

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THIRD AMENDMENT TO AGREEMENT NO. 35246

**35246**

THIS THIRD AMENDMENT TO AGREEMENT NO. 35246 is made and entered, in duplicate, as of February 7, 2023, for reference purposes only, pursuant to minute orders adopted by the City Council of the City of Long Beach at its meetings on March 5, 2019 and November 17, 2020, by and between WILLDAN ENGINEERING, a California corporation ("Consultant"), with a place of business at 13191 Crossroads Parkway North, Suite 405, Industry, California 91746, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35246 (the "Agreement") whereby Consultant agreed to provide on-call environmental, planning and affordable housing consultant services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add \$300,000 for a total not to exceed amount of \$600,000 and extend the term to March 5, 2022; and

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

WHEREAS, the Parties desire to extend the term one (1) additional one-year period and add \$105,000 to the Agreement for a total not to exceed amount of \$705,000;

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

1. 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 Seven Hundred Five Thousand Dollars (\$705,000), at the rates or charges shown in Exhibit "B"."

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

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

5 3. Except as expressly modified herein, all of the terms and conditions  
6 contained in Agreement No. 35246 are ratified and confirmed and shall remain in full force  
7 and effect.

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

10 WILLDAN ENGINEERING, a California  
11 corporation

12 \_\_\_\_\_, 2023

13 By [Signature]  
14 Name Vanessa Munoz  
15 Title President

16 \_\_\_\_\_, 2023

17 By [Signature]  
18 Name [Signature]  
19 Title [Signature]

20 EXECUTED PURSUANT  
21 TO SECTION 301 OF  
22 THE CITY CHARTER.

"Consultant"

23 CITY OF LONG BEACH, a municipal  
24 corporation

25 March 10, 2023

26 By [Signature]  
27 City Manager

"City"

28 This Third Amendment to Agreement No. 35246 is approved as to form on  
February 28, 2023.

DAWN MCINTOSH, City Attorney

By [Signature]  
Deputy