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TENTH AMENDMENT TO AGREEMENT NO. 33498

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THIS TENTH AMENDMENT TO AGREEMENT NO. 33498 is made and entered, as of July 24, 2023, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on June 6, 2023, by and between HIRSCH & ASSOCIATES, INC., a California corporation, with a place of business at 2221 East Winston Road, Suite A, Anaheim, California 92806 ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 33498 (the "Agreement") whereby Consultant agreed to provide as-needed landscape architectural services in a total not to exceed amount of Two Hundred Fifty Thousand Dollars (\$250,000) for a period of two (2) years with the option to extend for three (3) additional one-year periods; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to increase the authority amount for a total not to exceed Seven Hundred Fifty Thousand Dollars (\$750,000); and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to extend the term to August 1, 2017, and increase the authority amount for a total not to exceed Eight Hundred Fifty Thousand Dollars (\$850,000); and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to increase the authority amount for a total not to exceed One Million Dollars (\$1,000,000); and

WHEREAS, on June 13, 2017, City Council approved extending the term of the Agreement by one (1) additional one-year period; and

WHEREAS, the Parties entered into a Fourth Amendment to the Agreement to extend the term to August 1, 2018, and increase the authority amount for a total not to exceed Two Million Dollars (\$2,000,000); and

WHEREAS, the Parties entered into a Fifth Amendment to the Agreement to

OFFICE OF THE CITY ATTORNEY
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1 extend the term to August 1, 2019, and update the City Representative; and

2 WHEREAS, the Parties entered into a Sixth Amendment to the Agreement
3 to extend the term to August 1, 2020; and

4 WHEREAS, the Parties entered into a Seventh Amendment to the
5 Agreement to extend the term to August 1, 2021; and

6 WHEREAS, on July 6, 2021, City Council approved extending the term of the
7 Agreement by one (1) additional one-year period; and

8 WHEREAS, the Parties entered into an Eighth Amendment to the Agreement
9 to extend the term to August 1, 2022, increase the authority amount for a total not to exceed
10 Three Million Dollars (\$3,000,000), and attach an updated Rate Sheet; and

11 WHEREAS, on July 5, 2022, City Council approved extending the term of the
12 Agreement by one (1) additional one-year period; and

13 WHEREAS, the Parties entered into a Ninth Amendment to the Agreement
14 to increase the authority amount for a total not to exceed Four Million Dollars (\$4,000,000),
15 extend the term to August 1, 2023, attach an updated rate sheet, and update the City
16 Representative; and

17 WHEREAS, on June 6, 2023, City Council approved extending the term of
18 the Agreement by one (1) additional one-year period; and

19 WHEREAS, the Parties desire to extend the term of the Agreement utilizing
20 the additional one-year term;

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

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

24 "2. TERM. The term of this Agreement shall commence at midnight on
25 August 1, 2014, and shall terminate at 11:59 p.m. on August 1, 2024, unless sooner
26 terminated as provided in this Agreement, or unless the services or the Project is
27 completed sooner."


28 2. Except as expressly modified herein, all of the terms and conditions

1 contained in Agreement No. 33498 are ratified and confirmed and shall remain in full force
2 and effect.

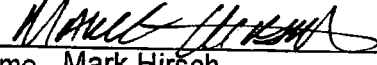
3 IN WITNESS WHEREOF, the Parties have caused this document to be duly
4 executed with all formalities required by law as of the date first stated above.

HIRSCH & ASSOCIATES, INC., a California corporation

5
6
7 7/24, 2023

By 
Name Charles Foley
Title President

8
9 7/24, 2023

By 
Name Mark Hirsch
Title Secretary

"Consultant"

CITY OF LONG BEACH, a municipal corporation

10
11
12
13
14 August 9, 2023

By Sonda J. Jakum
City Manager

"City"

**EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.**

15 This Tenth Amendment to Agreement No. 33498 is approved as to form on

16
17 AUGUST 2, 2023.

DAWN MCINTOSH, City Attorney

By 
Deputy

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

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