

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

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SIXTH AMENDMENT TO AGREEMENT NO. 35209

35209

THIS SIXTH AMENDMENT TO AGREEMENT NO. 35209 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 RINCON CONSULTANTS, INC., a California corporation ("Consultant"), with a place of business at 180 North Ashwood Avenue, Ventura, California 93003, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35209 (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 \$200,000 for a total not to exceed amount of \$425,000 and attach an additional scope of work; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add \$300,000 for a total not to exceed amount of \$725,000; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to extend the term to March 5, 2022; and

WHEREAS, the Parties entered into a Fourth Amendment to add \$50,000 to the Agreement for a total not to exceed amount of \$775,000 and extend the term to March 5, 2023; and

WHEREAS, the Parties entered into a Fifth Amendment to add \$250,000 to the Agreement for a total not to exceed amount of \$1,025,000; and

WHEREAS, the Parties desire to add \$430,000 to the Agreement for a total not to exceed amount of \$1,455,000 and extend the term for one (1) additional one-year period;

NOW, THEREFORE, in consideration of the mutual terms, covenants, and

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1 conditions herein contained, the Parties agree as follows:

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

3 "A. Consultant shall furnish specialized services more particularly  
4 described in Exhibit "A", attached to the Agreement and incorporated by this  
5 reference, in accordance with the standards of the profession, and City shall pay for  
6 these services in the manner described below, not to exceed One Million Four  
7 Hundred Fifty-Five Thousand Dollars (\$1,455,000), at the rates or charges shown in  
8 Exhibit "B"."

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

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

14 3. Except as expressly amended herein, all terms and conditions in  
15 Agreement No. 35209 are ratified and confirmed and shall remain in full force and effect.

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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.

RINCON CONSULTANTS, INC., a California corporation

February 17, 2023

By [Signature]  
Name Jennifer Haddow, PhD  
Title Exec. Vice President

February 17, 2023

By [Signature]  
Name Debra Hansen  
Title Vice President

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

"Consultant"

CITY OF LONG BEACH, a municipal corporation

March 7, 2023

By [Signature]  
City Manager

"City"

This Sixth Amendment to Agreement No. 35209 is approved as to form on

February 28, 2023.

DAWN MCINTOSH, City Attorney

By [Signature]  
Deputy