

1 FOURTH AMENDMENT TO AGREEMENT NO. 35226

2 **35226**

3 THIS FOURTH AMENDMENT TO AGREEMENT NO. 35226 is made and
4 entered, in duplicate, as of March 4, 2022, for reference purposes only, pursuant to minute
5 orders adopted by the City Council of the City of Long Beach at its meetings on March 5,
6 2019 and November 17, 2020, by and between HDR ENGINEERING, INC., a Nebraska
7 corporation ("Consultant"), with a place of business at 100 Oceangate, Suite 1120, Long
8 Beach, California 90802, and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.
10 35226 (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

14 WHEREAS, the Parties entered into a Second Amendment to the Agreement
15 to add \$50,000 for a total not to exceed of \$250,000; and

16 WHEREAS, the Parties entered into a Third Amendment to the Agreement
17 to add \$250,000 for a total not to exceed amount of \$500,000 and extend the term to March
18 5, 2022; and

19 WHEREAS, the Parties desire to extend the term one (1) additional one-year
20 period;

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 March 6, 2019, and shall terminate at 11:59 p.m. on March 5, 2023, unless sooner
26 terminated as provided in this Agreement, or unless the services or the Project is
27 completed sooner. The term may be extended for one (1) additional one-year period, at
28 the discretion of the City Manager."

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

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411 West Ocean Boulevard, 9th Floor
Lana Beach, CA 90802-4664


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2. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 35226 are ratified and confirmed and shall remain in full force and effect.

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.

HDR ENGINEERING, INC., a Nebraska corporation

_____, 2022

By 
Name Thomas T. Kim, PE
Title Senior Vice President

_____, 2022

By _____
Name Anna Lantin
Title Vice President

"Consultant"

CITY OF LONG BEACH, a municipal corporation

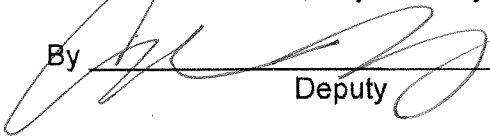
April 1, 2022

By Linda F. Jatum
City Manager

"City"
EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.

This Fourth Amendment to Agreement No. 35226 is approved as to form on March 29, 2022.

CHARLES PARKIN, City Attorney

By 
Deputy

CERTIFICATE

The undersigned hereby certifies that she is the Assistant Secretary of HDR Engineering, Inc., a Nebraska corporation (the "Corporation"), and that, as such, has custody of the minute books of the Corporation, and that, by Consent and Agreement of the Board of Directors, the following resolution was unanimously adopted:

"RESOLVED, that effective immediately, and until termination of said individual from the Corporation, or until rescision by the Corporation's Board of Directors, whichever occurs first, the following individuals are hereby granted the nondelegable authority to execute or approve on behalf of the Corporation, contracts, amendments or change orders for engineering services and architectural services incidental to engineering services to be rendered by the Corporation, . . . , or releases of claim or lien in connection with such services, such contracts, amendments, change orders or releases so executed or approved shall be binding upon the Corporation:

. . . Thomas T. Kim – Senior Vice President . . ."

The undersigned further certifies that the foregoing resolution has been spread in full upon the minute books of the Corporation and is in full force and effect.

DATED March 30, 2020.



Elizabeth C. Buell, Assistant Secretary