

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

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THIRD AMENDMENT TO AGREEMENT NO. 28837
28837

THIS THIRD AMENDMENT TO AGREEMENT NO. 28837 is made and entered, in duplicate, as of February 5, 2009 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 April 24, 2007, by and between HEERY INTERNATIONAL, INC. formerly JCM FACILITIES PLANNING & MANAGEMENT, a Georgia corporation ("Consultant"), with a place of business at 11 Golden Shore, Suite 550, Long Beach, California 90802, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, the parties entered Agreement No. 28837 and Consultant agreed to provide As-Needed Planning & Relocation Services ("Project"); and

WHEREAS, the parties desire to extend the term of the Agreement;

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

1. Section 2 of Agreement No. 28837 is hereby amended in its entirety to read as follows:

"2. TERM. The term of this Agreement shall commence at midnight on May 11, 2004, and shall terminate at 11:59 p.m. on April 30, 2010, unless sooner terminated as provided in this Agreement, or unless the services to be performed hereunder or the Project is completed sooner."

2. Except as expressly amended herein, all of the terms and conditions in Agreement No. 28837 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.

HEERY INTERNATIONAL, INC. formerly JCM FACILITIES PLANNING & MANAGEMENT, a Georgia corporation

3.2, 2009

By W E Heitz
President

William E Heitz
(Type or Print Name)

3.2, 2009

By R N Kohn
Secretary

Richard Nikonovich-Kahn
(Type or Print Name)

"Consultant"

CITY OF LONG BEACH, a municipal corporation

April 27, 2009

By [Signature] Assistant City Manager
City Manager

"City"

TO SECTION 301 OF THE CITY CHARTER

This Third Amendment to Agreement No. 28837 is approved as to form on

March 12, 2009.

ROBERT E. SHANNON, City Attorney

By [Signature]
Deputy

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