

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

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FOURTH AMENDMENT TO AGREEMENT NO. 34907

34907

THIS FOURTH AMENDMENT TO AGREEMENT NO. 34907 is made and entered, in duplicate, as of March 22, 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 January 17, 2023, by and between HDR ENGINEERING, INC., a Nebraska corporation ("Consultant"), with a place of business at 1917 South 67th Street, Omaha, Nebraska 68106, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34907 (the "Agreement") whereby Consultant agreed to provide on-call professional engineering and architectural services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to decrease the Agreement amount by \$250,000 for a total not to exceed amount of \$250,000; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add \$50,000 for a total not to exceed amount of \$300,000, and extend the term to February 28, 2022; and

WHEREAS, the Parties entered into a Third Amendment to extend the term to February 28, 2023; and

WHEREAS, on January 17, 2023, the City Council authorized extending the Agreement term for an additional three-year period, with the option to renew for two additional one-year periods, at the discretion of the City Manager; and

WHEREAS, the Parties desire to extend the term of the Agreement by an additional three (3) years, with the option to renew for two additional one-year periods, at the discretion of the City Manager, update the rates and update the City's Representative;

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

1. 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 1, 2018, and shall terminate at 11:59 p.m. on February 28, 2026, unless sooner
3 terminated as provided in this Agreement, or unless the services or the Project is
4 completed sooner. The term may be extended for two (2) additional one-year periods, at
5 the discretion of City Manager."

6 2. The rates in Exhibit "B" to the Agreement are hereby amended in
7 accordance with Exhibit "B-1", attached hereto and incorporated by this reference.

8 3. The City's Representative in Exhibit "C" to the Agreement is hereby
9 amended in accordance with Exhibit "C-1", attached hereto and incorporated by this
10 reference.

11 4. Except as expressly modified herein, all of the terms and conditions
12 contained in Agreement No. 34907 are ratified and confirmed and shall remain in full force
13 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.

HDR ENGINEERING, INC., a Nebraska corporation

March 27, 2023 By Anna Y. Blanton
Name Anna Lantin
Title Vice President

March 27, 2023 By Arthur J. Conti
Name ARTHUR J. CONTI
Title VICE PRESIDENT

"Consultant"
CITY OF LONG BEACH, a municipal corporation

March 29, 2023 By Brenda J. Tatum
City Manager

"City"
This Fourth Amendment to Agreement No. 34907 is approved as to form on

MARCH 29, 2023.

DAWN MCINTOSH, City Attorney
By [Signature]
Deputy

EXHIBIT B-1
UPDATED RATES

HDR ENGINEERING, INC.
Southern California Operations - Water Business Group
 Schedule of Rates for Services for City of Long Beach
 On-Call Professional Engineering and Architecture Services for LB-MUST Project
 Effective March 01, 2023 to March 31, 2026

Project Role Description	\$/hr
Sr. Company Officer/Principal in Charge	\$397.00
Technical Advisor	\$363.00
Sr. Engineer/Architect Manager	\$331.00
Engineering/Architect Manager	\$309.00
Sr. Project/Task Manager	\$276.00
Project/Task Manager	\$243.00
Sr. Project Engineer/Architect	\$221.00
GIS Specialist	\$199.00
Project Engineer/Architect 3	\$199.00
Project Engineer/Architect 2	\$182.00
Project Engineer/Architect 1	\$166.00
Staff Engineer/Architect 2	\$143.00
Staff Engineer/Architect 1	\$110.00
Principal Designer	\$221.00
Sr. Designer	\$177.00
Designer	\$154.00
Assistant Designer	\$132.00
Document Production Specialist	\$134.00
Sr. Project Accountant	\$182.00
Administrative Supervisor	\$177.00
Communications Coordinator	\$166.00
Project Accountant	\$154.00
Project Coordinator	\$104.00
Intern	\$76.00

No mileage, transportation charges or per diem allowed
 Pre-approved reimbursable items charged at cost
 Sub-consultants billed at cost
 Rates can only be changed by amendment
 Pre-approved overtime will be charged at time and a half

EXHIBIT C-1

CITY'S REPRESENTATIVE

COLIN AVERILL, CIVIL ENGINEER

COLIN.AVERILL@LONGBEACH.GOV

562.570.6679