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

SECOND AMENDMENT TO AGREEMENT NO. 35243

THIS SECOND AMENDMENT TO AGREEMENT NO. 35243 is made and entered, in duplicate, as of March 4, 2022, for reference purposes only, pursuant to minute orders adopted by the City Council of the City of Long Beach at its meeting on March 5, 2019 and November 17, 2020, by and between KIMLEY-HORN AND ASSOCIATES, INC., a North Carolina corporation ("Consultant"), with a place of business at 1100 West Town and Country Road, Suite 700, Orange, California 92868, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35243 (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 extend the term to March 5, 2022; and

WHEREAS, the Parties desire to add \$15,000 to the Agreement for a total not to exceed amount of \$140,000 and extend the term one (1) additional one-year period;

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

- 1. Section 1.A. of the Agreement is hereby amended to read as follows:
- "A. Consultant shall furnish specialized services more particularly described in Exhibit "A", attached to this Agreement and incorporated by this reference, in accordance with the standards of the profession, and City shall pay for these services in the manner described below, not to exceed One Hundred Forty Thousand Dollars (\$140,000), at the rates or charges shown in Exhibit "B"."
 - 2. Section 2 of the Agreement is hereby amended to read as follows:
- "2. <u>TERM.</u> The term of this Agreement shall commence at midnight on March 6, 2019, and shall terminate at 11:59 p.m. on March 5, 2023, unless sooner terminated as provided in this Agreement, or unless the services or the Project is