

SECOND AMENDMENT TO AGREEMENT NO. 32123
32123

THIS SECOND AMENDMENT TO AGREEMENT NO. 32123 is made and entered, in duplicate, as of February 6, 2014, 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 7, 2014, by and between KLEINFELDER WEST, INC., a California corporation ("Consultant"), with a place of business at 620 W. 16th Street, #F, Long Beach, California 90813, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with As-Needed Certified Materials Testing and Inspection, and Construction Management Services; and

WHEREAS, the parties entered Agreement No. 32123 whereby Consultant agreed to provide these Services; and

WHEREAS, the parties desire to increase the total Agreement amount by an additional \$500,000 and extend the term;

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

1. Section 1.A. of Agreement No. 32123 is hereby amended to read as follows:

"1. SCOPE OF WORK OR SERVICES.

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 Two Million Five Hundred Thousand Dollars (\$2,500,000), at the rates or charges shown in Exhibit "B".

2. Section 2 of Agreement No. 32123 is hereby amended to read as follows:

"2. TERM. The term of this Agreement shall commence at midnight on

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 January 31, 2011, and shall terminate at 11:59 p.m. on January 31, 2015, unless sooner
2 terminated as provided in this Agreement, or unless the services or the Project is
3 completed sooner.”

4 3. Except as expressly modified herein, all of the terms and conditions
5 contained in Agreement No. 32123 are ratified and confirmed and shall remain in full
6 force and effect.

7 IN WITNESS WHEREOF, the parties have caused this document to be duly
8 executed with all formalities required by law as of the date first stated above.

9 KLEINFELDER WEST, INC., a California
10 corporation
11 MARCH 19, 2014 By Mark W. Miller
12 Name MARK W. MILLER
13 Title VICE PRESIDENT

14 MARCH 19, 2014 By Jeffrey S. Walker
15 Name JEFFREY S. WALKER
16 Title Vice President

“Consultant”

17 CITY OF LONG BEACH, a municipal
18 corporation
19 4-15, 2014 By [Signature] Assistant City Manager
20 City Manager

“City” EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.

21 This Second Amendment to Agreement No. 32123 is approved as to form
22 on 3-25-14, 2014.

23 CHARLES PARKIN, City Attorney
24 By [Signature] for Linda Vu
25 Deputy
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