

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

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FOURTH AMENDMENT TO AGREEMENT NO. 35222
35222

THIS FOURTH AMENDMENT TO AGREEMENT NO. 35222 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 meetings on March 5, 2019 and November 17, 2020, by and between ENVIRONMENTAL SCIENCE ASSOCIATES, a California corporation ("Consultant"), with a place of business at 626 Wilshire Boulevard, Suite 200, Los Angeles, California 90017, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35222 (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 add \$150,000 for a total not to exceed amount of \$300,000; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add \$200,000 for a total not to exceed amount of \$500,000 and extend the term to March 5, 2022;; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to add \$65,000 for a total not to exceed amount of \$565,000; and

WHEREAS, the Parties desire to add \$250,000 to the Agreement for a total not to exceed amount of \$815,000 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 the Agreement and incorporated by this reference, in accordance with the standards of the profession, and City shall pay for

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1 these services in the manner described below, not to exceed Eight Hundred Fifteen
2 Thousand Dollars (\$815,000), at the rates or charges shown in Exhibit "B".

3 2. Section 2 of the Agreement is hereby amended to read as follows:

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

9 3. Except as expressly modified herein, all of the terms and conditions
10 contained in Agreement No. 35222 are ratified and confirmed and shall remain in full force
11 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.

ENVIRONMENTAL SCIENCE ASSOCIATES, a California corporation

_____, 2022

By [Signature]
Name Terri Anila
Title Vice President

_____, 2022

By [Signature]
Name Tom Barnes
Title Vice President

"Consultant"

CITY OF LONG BEACH, a municipal corporation

April 1, 2022

By [Signature]
City Manager

"City"

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

This Fourth Amendment to Agreement No. 35222 is approved as to form on

March 29, 2022.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy

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