

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

FOURTH AMENDMENT TO AGREEMENT NO. 33772

33772

THIS FOURTH AMENDMENT TO AGREEMENT NO. 33772 is made and entered, in duplicate, as of January 17, 2017 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on December 2, 2014, by and between WILLDAN ENGINEERING, a California corporation ("Consultant"), with a place of business at 13191 Crossroads Parkway North, Suite 405, Industry, California 91746-3443, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with on-call planning consulting services; and

WHEREAS, City and Consultant entered into Agreement No. 33772 (the "Agreement") whereby Consultant agreed to provide these services; and

WHEREAS, City and Consultant entered into a First Amendment to the Agreement to increase the total not to exceed amount to \$225,000; and

WHEREAS, City and Consultant entered into a Second Amendment to the Agreement to increase the total not to exceed amount to \$475,000; and

WHEREAS, City and Consultant entered into a Third Amendment to the Agreement to increase the total not to exceed amount to \$975,000; and

WHEREAS, City and Consultant desire to increase the total not to exceed amount to \$1,475,000 and extend the term an additional one (1) year period;

NOW, THEREFORE, in consideration of the mutual terms, covenants, and conditions in this Agreement, 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 Million Four

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1 Hundred Seventy-Five Thousand Dollars (\$1,475,000), at the rates or charges
2 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 January 1, 2015, and shall terminate at 11:59 p.m. on December 31, 2017, unless sooner
6 terminated as provided in this Agreement, or unless the services or the Project is
7 completed sooner. The parties have the option to extend the term one (1) additional one-
8 year period."

9 3. Except as expressly modified herein, all of the terms and conditions
10 contained in Agreement No. 33772 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.

WILLDAN ENGINEERING, a California corporation

_____, 2017

By William C. Payett
Name William C. Payett
Title SR. VICE PRES.

_____, 2017

By Salvador Lopez Jr.
Name Salvador Lopez Jr.
Title DIRECTOR OF PLANNING

"Consultant"

CITY OF LONG BEACH, a municipal corporation

Feb 21, 2017

By [Signature] EXECUTED PURSUANT
City Manager TO SECTION 301 OF
THE CITY CHARTER.

"City" Assistant City Manager

This Fourth Amendment to Agreement No. 33772 is approved as to form on

2/9, 2017.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy