

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

1                                            THIRD AMENDMENT TO AGREEMENT NO. 34108

2                                            **34108**

3                                            THIS THIRD AMENDMENT TO AGREEMENT NO. 34108 is made and  
4 entered, in duplicate, as of October 25, 2019, for reference purposes only, pursuant to a  
5 minute order adopted by the City Council of the City of Long Beach at its meeting on April  
6 23, 2019, by and between PERCEPTIVE ENTERPRISES, INC., a California corporation  
7 (“Consultant”), with a place of business at 844 Colorado Boulevard, Suite 204, Los  
8 Angeles, California 90041, and the CITY OF LONG BEACH, a municipal corporation  
9 (“City”).

10                                          WHEREAS, City and Consultant (the “Parties”) entered into Agreement No.  
11 34108 (the “Agreement”) whereby Consultant agreed to provide as-needed professional  
12 compliance monitoring services; and

13                                          WHEREAS, the Parties entered into a First Amendment to the Agreement to  
14 add \$100,000 for a total not to exceed amount of \$180,000 and extend the term to June 1,  
15 2019; and

16                                          WHEREAS, the Parties entered into a Second Amendment to the Agreement  
17 to extend the term to November 14, 2019; and

18                                          WHEREAS, the Parties informally added \$135,000 to the Agreement; and

19                                          WHEREAS, the Parties desire to add \$120,000 for a total not to exceed  
20 amount of \$435,000, inclusive of all amounts referenced above, extend the term one (1)  
21 additional one-year period, and attach an updated rate sheet;

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

24                                          1.        Section 1.A. of the Agreement is hereby amended to read as follows:

25                                          “A.        Consultant shall furnish specialized services more particularly  
26 described in Exhibit “A”, attached to this Agreement and incorporated by this  
27 reference, in accordance with the standards of the profession, and City shall pay for  
28 these services in the manner described below, not to exceed Four Hundred Thirty-

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1 Five Thousand Dollars (\$435,000), at the rates or charges shown in Exhibit "B".

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

3 "2. TERM. The term of this Agreement shall commence at midnight on  
4 November 15, 2015, and shall terminate at 11:59 p.m. on November 14, 2020, unless  
5 sooner terminated as provided in this Agreement, or unless the services or the Project is  
6 completed sooner."

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

9 4. Except as expressly modified herein, all of the terms and conditions  
10 contained in Agreement No. 34108 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.

PERCEPTIVE ENTERPRISES, INC., a California corporation

\_\_\_\_\_, 2019

By J. Adams  
Name Joseph Adams  
Title President

\_\_\_\_\_, 2019

By Cathy Adams  
Name Cathy Adams  
Title Corporate Secretary

"Consultant"

CITY OF LONG BEACH, a municipal corporation

Nov. 20, 2019

By Rebecca L. Lane

**EXECUTED PURSUANT  
TO SECTION 301 OF  
THE CITY CHARTER**

"City"

This Third Amendment to Agreement No. 34108 is approved as to form on

11-13, 2019.

CHARLES PARKIN, City Attorney


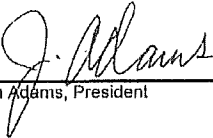
By [Signature]  
Deputy

# EXHIBIT “B-1”

Rates or Charges

CITY OF LONG BEACH  
HOURLY RATES

COMPLIANCE MONITORING SERVICES

PEI Role	Billing Rate
Principle-in-Charge	\$132.00
Compliance Analyst(s)	\$90.00
Not-to-Exceed Amount **	
  Joseph Adams, President	

October 10, 2019