

SIXTH AMENDMENT TO AGREEMENT NO. 33498

33498

THIS SIXTH AMENDMENT TO AGREEMENT NO. 33498 is made and entered, in duplicate, as of July 26, 2019, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on June 13, 2017, by and between HIRSCH & ASSOCIATES, INC., a California corporation, with a place of business at 2221 E. Winston Road, Suite A, Anaheim, California 92806 ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 33498 (the "Agreement") whereby Consultant agreed to provide as-needed landscape architectural services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to increase the amount by \$500,000 for a total not to exceed amount of \$750,000; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to extend the term and increase the amount by \$100,000 for a total not to exceed amount of \$850,000; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to increase the amount by \$150,000 for a total not to exceed amount of \$1,000,000; and

WHEREAS, the Parties entered into a Fourth Amendment to the Agreement to extend the term and increase the amount by \$1,000,000 for a total not to exceed amount of \$2,000,000; and

WHEREAS, the Parties entered into a Fifth Amendment to the Agreement to extend the term and update the City Representative; and

WHEREAS, the Parties desire to 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 2 of the Agreement is hereby amended to read as follows:

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

1 "2. TERM. The term of this Agreement shall commence at midnight on
2 August 1, 2014, and shall terminate at 11:59 p.m. on August 1, 2020, unless sooner
3 terminated as provided in this Agreement, or unless the services or the Project is
4 completed sooner."

5 2. Except as expressly modified herein, all of the terms and conditions
6 contained in Agreement No. 33498 are ratified and confirmed and shall remain in full force
7 and effect.

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

10 HIRSCH & ASSOCIATES, INC., a
11 California corporation

12 _____, 2019 By _____
13 Name CHARLES FELEY
14 Title VICE PRESIDENT

15 _____, 2019 By _____
16 Name PATRICK L. HIRSCH
17 Title PRESIDENT

18 Tom Modica
19 Assistant City Manager

20 EXECUTED PURSUANT
21 TO SECTION 301 OF
22 THE CITY CHARTER

"Consultant"

23 CITY OF LONG BEACH, a municipal
24 corporation

25 Aug 26, 2019 By _____
26 City Manager

"City"

27 This Sixth Amendment to Agreement No. 33498 is approved as to form on

28 August 13, 2019.

CHARLES PARKIN, City Attorney

By _____
Deputy