

NINTH AMENDMENT TO AGREEMENT NO. 33912  
**33912**

THIS NINTH AMENDMENT TO AGREEMENT NO. 33912 is made and entered as of October 10, 2022, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on July 5, 2022, by and between KARDENT, a California corporation ("Consultant"), with a place of business at 11 Golden Shore, Suite #540, Long Beach, California 90802, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 33912 (the "Agreement") whereby Consultant agreed to provide as-needed architectural services for a total not to exceed amount of Four Hundred Thousand Dollars (\$400,000) for a period of two (2) years with the option to extend for three (3) additional one-year periods; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add Five Hundred Thousand Dollars (\$500,000) for a total not to exceed amount of Nine Hundred Thousand Dollars (\$900,000) and extend the term to July 19, 2018, with the option to extend the term for two (2) additional one-year periods; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add Three Hundred Thousand Dollars (\$300,000) for a total not to exceed amount of One Million Two Hundred Thousand Dollars (\$1,200,000) and extend the term to July 19, 2019, with the option to extend the term for one (1) additional one-year period; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to update the rates/charges to include two (2) new sub-consultants; and

WHEREAS, the Parties entered into a Fourth Amendment to the Agreement to extend the term to July 19, 2020; and

WHEREAS, the Parties entered into a Fifth Amendment to the Agreement to add Eight Hundred Thousand Dollars (\$800,000) for a total not to exceed amount of Two Million Dollars (\$2,000,000); and

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

1 WHEREAS, on June 9, 2020, City Council approved extending the  
2 Agreement one (1) additional one-year period; and

3 WHEREAS, the Parties entered into a Sixth Amendment to the Agreement  
4 to extend the term to July 19, 2021; and

5 WHEREAS, on June 8, 2021, City Council approved extending the  
6 Agreement one (1) additional one-year period; and

7 WHEREAS, the Parties entered into a Seventh Amendment to the  
8 Agreement to add Six Hundred Thousand Dollars (\$600,000) for a total not to exceed  
9 amount of Two Million Six Hundred Thousand Dollars (\$2,600,000), and extend the term  
10 to July 19, 2022; and

11 WHEREAS, the Parties entered into an Eighth Amendment to the Agreement  
12 to add Five Hundred Thousand Dollars (\$500,000) for a total not to exceed amount of  
13 Three Million One Hundred Thousand Dollars (\$3,100,000), extend the term to July 19,  
14 2023, update the City Representative, and attach an updated rate sheet; and

15 WHEREAS, the Parties desire to add One Million Dollars (\$1,000,000) to the  
16 Agreement for a total not to exceed amount of Four Million One Hundred Thousand Dollars  
17 (\$4,100,000);

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

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

21 "A. Consultant shall furnish specialized services more particularly  
22 described in Exhibit "A", attached to the Agreement and incorporated by this  
23 reference, in accordance with the standards of the profession, and City shall pay for  
24 these services in the manner described below, not to exceed Four Million One  
25 Hundred Thousand Dollars (\$4,100,000), at the rates or charges shown in Exhibit  
26 "B"."

27 2. Except as expressly modified herein, all of the terms and conditions  
28 contained in Agreement No. 33912 are ratified and confirmed and shall remain in full force

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and effect.

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.

KARDENT, a California corporation

October 27<sup>th</sup>, 2022

By Jodi R Reese  
Name JODI R REESE  
Title PRESIDENT

October 27<sup>th</sup>, 2022

By Valene D'Ortiz  
Name Valene D'Ortiz  
Title CFO

"Consultant"

CITY OF LONG BEACH, a municipal corporation

November 7, 2022

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

This Ninth Amendment to Agreement No. 33912 is approved as to form on

OCTOBER 27, 2022.

CHARLES PARKIN, City Attorney

By [Signature]  
Deputy