SECOND AMENDMENT TO AGREEMENT NO. 28361 283612 THIS SECOND AMENDMENT TO AGREEMENT NO. 28361 is made and 3 entered, in duplicate as of March 16, 2006 for reference purposes only, pursuant to a 4 5 minute order adopted by the City Council of the City of Long Beach at its meeting held on March 14, 2006, by and between CBM CONSULTING, INC., California corporation 6 ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City"). 7 8 WHEREAS, the parties entered Agreement No. 28361 and Consultant 9 agreed to provide Construction Management Services ("Project"); and 10 WHEREAS, the parties desire to increase the amount of this Agreement and extend its term;

NOW, THEREFORE, in consideration of the mutual terms and conditions 12 in Agreement No. 28361 and herein, the parties agree as follows: 13

14 1. Section 1.A. of Agreement No. 28361 is amended in its entirety to read as follows: 15

"1. 16 A. SCOPE OF WORK OF SERVICES. Consultant shall furnish 17 services more particularly set forth in Exhibit "A," attached hereto and incorporated herein by this reference, in accordance with the standards of the profession, and City 18 shall pay for said services in the manner described below, at the rates shown on Exhibit 19 20 "A," not to exceed \$3,000,000.00."

21 2. Section 2.A. of the Agreement is amended in its entirety to read as 22 follows:

23 "2. TERM AND TERMINATION. A. The term of this Agreement shall commence at midnight on June 17, 2003, and shall terminate at 11:59 p.m. on 24 25 June 16, 2008, unless sooner terminated as provided in this Agreement, or unless the services to be performed hereunder or the Project is completed sooner." 26

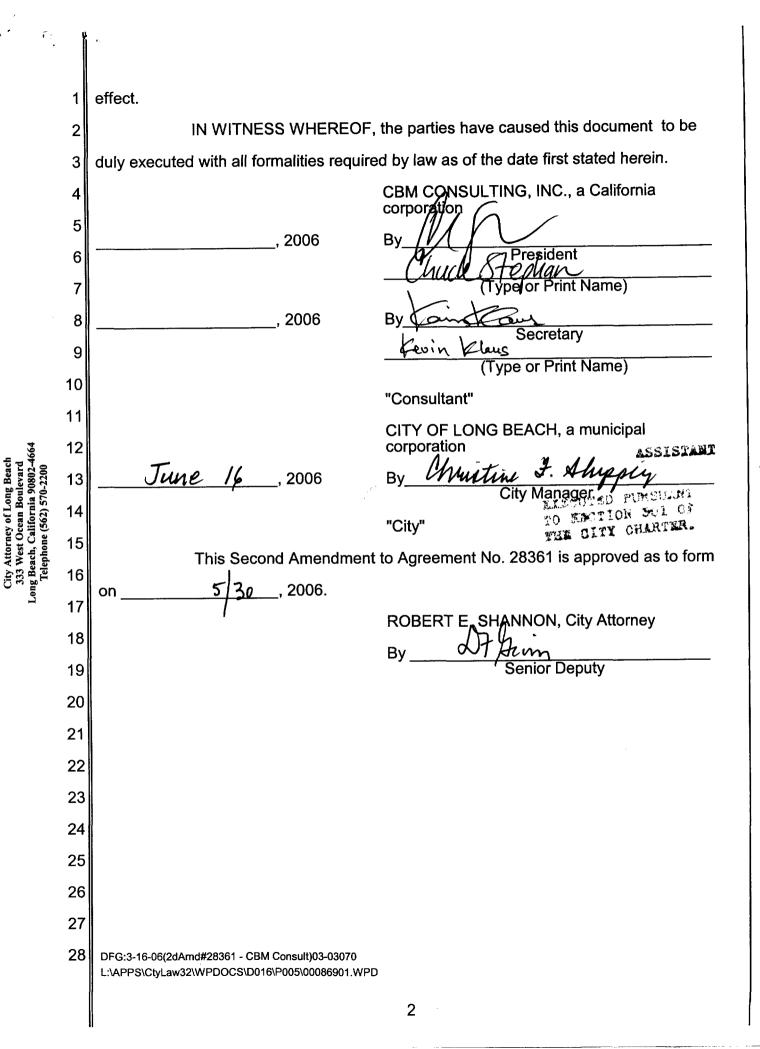
27 3. Except as expressly amended herein, all terms and conditions in 28 Agreement No. 28361 are ratified and confirmed and shall remain in full force and

Long Beach, California 90802-46 Robert E. Shannon Jity Attorney of Long Beach West Ocean Boulevard **Felephone (562) 570-220(**

1

11

1



Robert E. Shannon