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

FIRST AMENDMENT TO AGREEMENT NO. 33782

THIS FIRST AMENDMENT TO AGREEMENT NO. 33782 is made and entered, in duplicate, as of December 10, 2015 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 TERRY A. HAYES ASSOCIATES INC., a California corporation ("Consultant"), with a place of business at 8522 National Boulevard, Suite 102, Culver City, California 90232-2400, and the CITY OF LONG BEACH, a municipal corporation ("City").

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

WHEREAS, the parties entered Agreement No. 33782 whereby Consultant agreed to provide these services; and

WHEREAS, the parties desire to increase the Agreement amount by \$50,000 for a total not to exceed amount of \$200,000;

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

- 1. Section 1.A. of Agreement No. 33782 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 Two Hundred Thousand Dollars (\$200,000), at the rates or charges shown in Exhibit "B".
- 2. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 33782 are ratified and confirmed and shall remain in full force and effect.

28 | ///

| IN WITNESS WH | EREOF, the | e parties have caused this document to be duly |
|---|------------------------|---|
| executed with all formalities red | quired by lav | w as of the date first stated above. |
| | , 20 <u>15</u> , 20 | TERRY A. HAYES ASSOCIATES INC., a California corporation By Name Terry A. Hayes Title Chief Executive Officer 2014-093 By Name Title Title |
| 219 | , 20 <i>_</i> | "Consultant" CITY OF LONG BEACH, a municipal corporation By City Manager "City" |
| This First Amendment to Agreement No. 33782 is approved as to form on | | |
| 12/28, | 2015. | |
| | | |
| | | |