

33504

NINTH AMENDMENT TO AGREEMENT NO. 33504

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THIS NINTH AMENDMENT TO AGREEMENT NO. 33504 is made and entered, as of July 24, 2023, 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 6, 2023, by and between RJM DESIGN GROUP, INC., a California corporation with a place of business at 31591 Camino Capistrano, San Juan Capistrano, California 92675 ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 33504 (the "Agreement") whereby Consultant agreed to provide as-needed landscape architectural services in an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000) for a period of two (2) years with the option to extend for three (3) additional one-year periods; and

WHEREAS, the Parties entered a First Amendment to the Agreement to increase the authority amount for a total not to exceed One Million Dollars (\$1,000,000); and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to extend the term to August 1, 2017, and increase the authority amount for a total not to exceed One Million Fifty Thousand Dollars (\$1,050,000); and

WHEREAS, on June 13, 2017, City Council approved extending the term of the Agreement by one (1) additional one-year period; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to extend the term to August 1, 2018, and increase the authority amount for a total not to exceed One Million One Hundred Thousand Dollars (\$1,100,000); and

WHEREAS, the Parties entered into a Fourth Amendment to the Agreement to extend the term to August 1, 2019, update the City Representative, and attach an updated rate sheet; and

WHEREAS, the Parties entered into a Fifth Amendment to the Agreement to

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1 extend the term to August 1, 2020; and

2 WHEREAS, the Parties entered into a Sixth Amendment to the Agreement
3 to extend the term to August 1, 2021, and increase the authority amount for a total not to
4 exceed One Million Six Hundred Thousand Dollars (\$1,600,000); and

5 WHEREAS, on July 6, 2021, City Council approved extending the term of the
6 Agreement by one (1) additional one-year period; and

7 WHEREAS, the Parties entered into a Seventh Amendment to the
8 Agreement to extend the term to August 1, 2022, increase the authority amount for a total
9 not to exceed amount of Two Million Six Hundred Thousand Dollars (\$2,600,000), and
10 attach an updated rate sheet; and

11 WHEREAS, the Parties entered into an Eighth Amendment to the Agreement
12 to increase the authority amount for a total not to exceed Three Million Six Hundred
13 Thousand Dollars (\$3,600,000), extend the term to August 1, 2023, attach an updated rate
14 sheet, and update the City Representative; and

15 WHEREAS, on June 6, 2023, City Council approved extending the term of
16 the Agreement by one (1) additional one-year period; and

17 WHEREAS, the Parties desire to extend the term of the Agreement utilizing
18 the additional one-year term, and attach an updated rate sheet;

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

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

22 "2. TERM. The term of this Agreement shall commence at midnight on
23 August 1, 2014, and shall terminate at 11:59 p.m. on August 1, 2024, unless sooner
24 terminated as provided in this Agreement, or unless the services or the Project is
25 completed sooner."

26 2. The Rates attached as Exhibit "B-3" in the Eighth Amendment to the
27 Agreement are hereby amended in accordance with Exhibit "B-4", attached hereto and
28 incorporated by this reference.

1 3. Except as expressly modified herein, all of the terms and conditions
2 contained in Agreement No. 33504 are ratified and confirmed and shall remain in full force
3 and effect.

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

6 RJM DESIGN GROUP, INC., a California
7 corporation

8 Aug 1, 2023

9 By [Signature]
10 Name Larry P. Ryan
11 Title President

12 Aug 1, 2023

13 By [Signature]
14 Name Anita Weaver
15 Title Treasurer

16 "Consultant"

17 CITY OF LONG BEACH, a municipal
18 corporation

19 August 9, 2023

20 By [Signature]
21 City Manager

22 "City"

23 EXECUTED PURSUANT
24 TO SECTION 301 OF
25 THE CITY CHARTER.

26 This Ninth Amendment to Agreement No. 33504 is approved as to form on
27 August 2, 2023.

28 DAWN MCINTOSH, City Attorney

By [Signature]
Deputy

OFFICE OF THE CITY ATTORNEY
DAWN MCINTOSH, City Attorney
411 West Ocean Boulevard, 9th Floor
Lona Beach, CA 90802-4664

Exhibit B-4
Rates or Charges Update

31591 Camino Capistrano
San Juan Capistrano, CA 92675
www.RJMdesigngroup.com
[949] 493-2690 *fax*
[949] 493-2600 *phone*

Community Inspired Spaces



RJM
DESIGN
GROUP

**RJM DESIGN GROUP, INC.
HOURLY BILLING RATES**

For City of Long Beach

August 1, 2023 through July 31, 2024

RJM DESIGN GROUP INC. (Landscape Architect)

Principal In Charge	\$210 per hour
Principal Landscape Architect	\$190 per hour
Associate Landscape Architect	\$180 per hour
Landscape Architect / Project Manager	\$165 per hour
Job Captain / Landscape Designer	\$150 per hour
CADD Technician	\$135 per hour
Graphics	\$125 per hour
Word Processor	\$ 95 per hour