

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

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FIFTH AMENDMENT TO AGREEMENT NO. 35223

**35223**

THIS FIFTH AMENDMENT TO AGREEMENT NO. 35223 is made and entered, in duplicate, as of February 1, 2021, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on November 17, 2020, by and between LSA ASSOCIATES, INC., a California corporation (“Consultant”), with a place of business at 20 Executive Park, Suite 200, Irvine, California 92614, and the CITY OF LONG BEACH, a municipal corporation (“City”).

WHEREAS, City and Consultant (the “Parties”) entered into Agreement No. 35223 (the “Agreement”) whereby Consultant agreed to provide on-call environmental, planning, affordable housing, and community engagement consultant services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add \$100,000 for a total not to exceed amount of \$450,000; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add \$100,000 for a total not to exceed amount of \$550,000; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to add \$700,000 for a total not to exceed amount of \$1,250,000; and

WHEREAS, the Parties entered into a Fourth Amendment to the Agreement to add \$1,000,000 for a total not to exceed amount of \$2,250,000; and

WHEREAS, the Parties desire to add \$1,400,000 to the Agreement for a total not to exceed amount of \$3,650,000 and 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 1.A. of the Agreement 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

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1 these services in the manner described below, not to exceed Three Million Six  
2 Hundred Fifty Thousand Dollars (\$3,650,000), at the rates or charges shown in  
3 Exhibit "B".

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

5 "2. TERM. The term of this Agreement shall commence at midnight on  
6 March 6, 2019, and shall terminate at 11:59 p.m. on March 5, 2022, unless sooner  
7 terminated as provided in this Agreement, or unless the services or the Project is  
8 completed sooner. The term may be extended for two (2) additional one-year periods, at  
9 the discretion of the City Manager."

10 3. Except as expressly amended herein, all terms and conditions in  
11 Agreement No. 35223 are ratified and confirmed and shall remain in full force and effect.

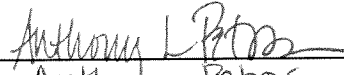
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IN WITNESS WHEREOF, the Parties have caused this document to be duly executed with all formalities required by law as of the date first stated above.

LSA ASSOCIATES, INC., a California corporation

February 5, 2021

By   
Name Anthony Petros  
Title President

February 5, 2021

By   
Name Mike Trotta  
Title CFO

"Consultant"

CITY OF LONG BEACH, a municipal corporation


March 3, 2021

By   
City Manager

"City" EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER

This Fifth Amendment to Agreement No. 35223 is approved as to form on February 9, 2021.

CHARLES PARKIN, City Attorney

By   
Deputy

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