

1                                    SECOND AMENDMENT TO AGREEMENT NO. 35556

2                                    **35556**

3                                    THIS SECOND AMENDMENT TO AGREEMENT NO. 35556 is made and  
4 entered, in duplicate, as of January 11, 2021, for reference purposes only, pursuant to a  
5 minute order adopted by the City Council of the City of Long Beach at its meeting on May  
6 5, 2020, by and between OVERLAND, PACIFIC & CUTLER, LLC, a Delaware limited  
7 liability company ("Consultant"), with a place of business at 3750 Schauffele Avenue, Suite  
8 150, Long Beach, California 90808, and the CITY OF LONG BEACH, a municipal  
9 corporation ("City").

10                                   WHEREAS, City and Consultant (the "Parties") entered into Agreement No.  
11 35556 (the "Agreement") whereby Consultant agreed to provide as-needed real property  
12 acquisition, relocation, and related services; and

13                                   WHEREAS, the Parties entered into a First Amendment to the Agreement to  
14 add \$350,000 for a total not to exceed amount of \$850,000; and

15                                   WHEREAS, the Parties desire to add \$350,000 to the Agreement;

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

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

19                                          "A.        Consultant shall furnish specialized services more particularly  
20 described in Exhibit "A", attached to this Agreement and incorporated by this  
21 reference, in accordance with the standards of the profession, and City shall pay for  
22 these services in the manner described below, in an amount not to exceed One  
23 Million Two Hundred Thousand Dollars (\$1,200,000), at the rates or charges shown  
24 in Exhibit "B"."

25                                   2.        Except as expressly amended herein, all terms and conditions in  
26 Agreement No. 35556 are ratified and confirmed and shall remain in full force and effect.

27        ///

28        ///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

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.

OVERLAND, PACIFIC & CUTLER, LLC, a Delaware limited liability company

FEB 01 2021, 2021

By *Brian Everett*  
Name Brian Everett  
Title CEO

~~\_\_\_\_\_~~, 2021

By \_\_\_\_\_  
Name \_\_\_\_\_  
Title \_\_\_\_\_

"Consultant"

CITY OF LONG BEACH, a municipal corporation

*February 4,* 2021  
~~2020~~

By *Sandra J. Jackson*  
City Manager

"City"

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER

This Second Amendment to Agreement No. 35556 is approved as to form on

*2-1*, 2021.

CHARLES PARKIN, City Attorney

By *Charles Parkin*  
Deputy

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