

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

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FIRST AMENDMENT TO AGREEMENT NO. 35243

35243

THIS FIRST AMENDMENT TO AGREEMENT NO. 35243 is made and entered, in duplicate, as of February 12, 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 March 5, 2019, by and between KIMLEY-HORN AND ASSOCIATES, INC., a North Carolina corporation ("Consultant"), with a place of business at 1100 West Town and Country Road, Suite 700, Orange, California 92868, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35243 (the "Agreement") whereby Consultant agreed to provide on-call environmental, planning, affordable housing, and community engagement consultant services; and

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

2. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 35243 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.

KIMLEY-HORN AND ASSOCIATES, INC.,
a North Carolina corporation

February 24, 2021

By Jason Melchor (PE.#65218)
Name Jason Melchor
Title Associate / Asst. Secretary

_____, 2021

By Brian Gillis (PE#463021)
Name Brian Gillis
Title Vice President

"Consultant" **KHACA**
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CITY OF LONG BEACH, a municipal corporation

March 17, 2021

By Linda J. Jatum
City Manager

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

This First Amendment to Agreement No. 35243 is approved as to form on

March 2, 2021.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy