

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

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SEVENTH AMENDMENT TO AGREEMENT NO. 33388

33388

THIS SEVENTH AMENDMENT TO AGREEMENT NO. 33388 is made and entered, in duplicate, as of March 30, 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 4, 2014, by and between HARLEY ELLIS DEVEREAUX CORPORATION, a Michigan corporation, with a place of business at 601 S. Figueroa St.; Suite 500, Los Angeles, California 90017 ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City")

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 33388 (the "Agreement") whereby Consultant agreed to provide architectural and engineering services for the Belmont Plaza Pool Facility Rebuild/Revitalization Project; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to include additional services and add \$490,850 to the Agreement for the additional services for a total not to exceed amount of \$7,635,151; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to include additional services and add \$223,580 to the Agreement for the additional services for a total not to exceed amount of \$7,858,731; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to extend the term to June 30, 2017; and

WHEREAS, the Parties entered into a Fourth Amendment to the Agreement to extend the term to June 30, 2018; and

WHEREAS, the Parties entered into a Fifth Amendment to the Agreement to extend the term to June 30, 2019; and

WHEREAS, the Parties entered into a Sixth Amendment to the Agreement to extend the term to June 30, 2020; and

WHEREAS, the Parties desire to extend the term;

NOW, THEREFORE, in consideration of the mutual terms, covenants, and

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1 conditions herein contained, the Parties agree as follows:

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

3 "2. TERM. The term of this Agreement shall commence at midnight on
4 March 5, 2014, and shall terminate at 11:59 p.m. on June 30, 2022, unless sooner
5 terminated as provided in this Agreement, or unless the services or the Project is
6 completed sooner."

7 2. Except as expressly modified herein, all of the terms and conditions
8 contained in Agreement No. 33388 are ratified and confirmed and shall remain in full force
9 and effect.

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

HARLEY ELLIS DEVEREAUX
CORPORATION, a Michigan corporation

12
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14 April 2, 2021

By [Signature]
Name MICHAEL F. COOPER
Title SECRETARY

15
16 April 2ND, 2021

By [Signature]
Name ERIC ESSBROUE
Title VICE PRESIDENT

"Consultant"

CITY OF LONG BEACH, a municipal
corporation

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21 April 15, 2021

By [Signature]
City Manager

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER

"City"

This Seventh Amendment to Agreement No. 33388 is approved as to form

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25 on April 9, 2021.

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By [Signature]
Deputy