

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. 35209
35209

THIS FIFTH AMENDMENT TO AGREEMENT NO. 35209 is made and entered, in duplicate, as of November 2, 2022, for reference purposes only, pursuant to minute orders adopted by the City Council of the City of Long Beach at its meetings on March 5, 2019 and November 17, 2020, by and between RINCON CONSULTANTS, INC., a California corporation ("Consultant"), with a place of business at 180 North Ashwood Avenue, Ventura, California 93003, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35209 (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 \$200,000 for a total not to exceed amount of \$425,000 and attach an additional scope of work; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add \$300,000 for a total not to exceed amount of \$725,000; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to extend the term to March 5, 2022; and

WHEREAS, the Parties entered into a Fourth Amendment to add \$50,000 to the Agreement for a total not to exceed amount of \$775,000 and extend the term to March 5, 2023; and

WHEREAS, the Parties desire to add \$250,000 to the Agreement for a total not to exceed amount of \$1,025,000;

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

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1 described in Exhibit "A", attached to the Agreement and incorporated by this
2 reference, in accordance with the standards of the profession, and City shall pay for
3 these services in the manner described below, not to exceed One Million Twenty-
4 Five Thousand Dollars (\$1,025,000), at the rates or charges shown in Exhibit "B".

5 2. Except as expressly amended herein, all terms and conditions in
6 Agreement No. 35209 are ratified and confirmed and shall remain in full force and effect.

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

9
10
11 _____, 2022

RINCON CONSULTANTS, INC., a
California corporation

By [Signature]
Name Maura Haddow
Title Vice President

13 _____, 2022

By [Signature]
Name Jennifer Haddow
Title Vice President

"Consultant"

18 November 18, 2022

CITY OF LONG BEACH, a municipal
corporation

By [Signature]
City Manager

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

21 This Fifth Amendment to Agreement No. 35209 is approved as to form on
22 November 15, 2022.

24 CHARLES PARKIN, City Attorney
25 By [Signature]
26 Deputy

Year Four - March 6, 2022 to March 5, 2023

Munis Contract	Executed Agreement	Firm	CURRENT	Year 4	
			Executed Agreements Not-to-Exceed Amount	Year 4 Additional Allocation	New Amendment Not-to-Exceed Amount
31900138	35218	AECOM - UPLAN	733,610	-	733,610
31900123	35221	AECOM - On-Call	100,000	350,000	450,000
31900124	35229	City Fabrick	75,000	145,000	220,000
31900125	35222	ESA	565,000	250,000	815,000
31900126	35237	Gruen Associates	300,000	700,000	1,000,000
31900127	35226	HDR	500,000	-	500,000
31900128	35230	Impact Sciences, Inc.	150,000	100,000	250,000
31900129	35243	Kimley-Horn & Associates	125,000	15,000	140,000
31900130	35224	Lisa Wise Consulting	1,100,000	100,000	1,200,000
31900131	35223	LSA	3,650,000	-	3,650,000
31900132	35231	Meridian Consultants	475,000	50,000	525,000
31900133	35225	Michael Baker	1,340,000	500,000	1,840,000
31900011	35194	Placeworks	1,300,000	-	1,300,000
31900134	35236	Prevention Institute	50,000	-	50,000
31900135	35220	PSOMAS	200,000	-	200,000
31900118	35209	Rincon	(775,000)	(250,000)	(1,025,000)
31900119	35210	RRM	500,000	-	500,000
31900149	35219	S. Groner Associates	200,000	-	200,000
31900150	35240	TAHA	125,000	-	125,000
31900136	35242	Veronica Tam & Assoc.	65,000	250,000	315,000
31900137	35246	Willdan	600,000	-	600,000
		Total Annual Aggregate Authorized		4,600,000	
		Total Annual Aggregate Requested (Year 4)		2,710,000	
		Unallocated Authority Remaining (Year 4)		1,890,000	