

FIFTH AMENDMENT TO AGREEMENT NO. 33388  
**33388**

THIS FIFTH AMENDMENT TO AGREEMENT NO. 33388 is made and entered, in duplicate, as of June 21, 2018, 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 South Figueroa Street, Suite 500, Los Angeles, California 90017 ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City")

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with architectural and engineering services for the Belmont Plaza Pool Facility Rebuild/Revitalization Project; and

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 33388 (the "Agreement") whereby Consultant agreed to provide these services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to include additional services to the Scope of Work and to increase the total Agreement amount by \$490,850 for the additional services; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to include additional services to the Scope of Work and to increase the total Agreement amount by \$223,580 for the additional services; 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 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:



## ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of LOS ANGELES

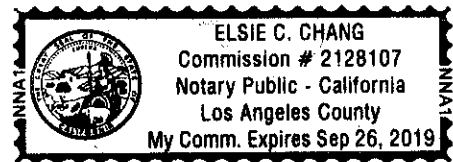
On JULY 2, 2018 before me, ELSIE CHANG, NOTARY  
(insert name and title of the officer)

personally appeared TANIA VAN HERLE,  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature *Elsie Chang* (Seal)



## ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of LOS ANGELES

On JULY 2, 2018 before me, ELSIE CHANG, NOTARY  
(insert name and title of the officer)

personally appeared JOHN PETER DEVEREAX  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature

Elsie Chang

(Seal)

