SECOND AMENDMENT TO AGREEMENT NO. 28616

28616

THIS SECOND AMENDMENT TO AGREEMENT NO. 28616 is made and entered, in duplicate, as of January 2, 2008 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting held on November 4, 2003, by and between W.G. ZIMMERMAN ENGINEERING, INC., a California corporation, with a place of business at 801 Pacific Coast Highway, Suite 200, Seal Beach, California 90740 ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City").

10 WHEREAS, City requires specialized services requiring unique skills to be 11 performed in connection with As-Needed Traffic Engineering Services ("Project"); and

12 WHEREAS, City has selected Consultant in accordance with City's administrative procedures and City has ascertained that Consultant and its employees are qualified, licensed, if so required, and experienced in performing such specialized 15 services: and

WHEREAS, the parties desire to extend the term of the Agreement;

17 NOW, THEREFORE, in consideration of the mutual terms and conditions 18 herein contained, the parties agree as follows:

19 1. Section 2 of Agreement No. 28616 is amended in its entirety to read 20 as follows:

21 "2. TERM. The initial term of this Agreement shall commence at midnight 22 on January 1, 2004 and shall terminate at 11:59 p.m. on December 31, 2006. The first 23 extended term of this Agreement shall commence at midnight on January 1, 2007 and 24 shall terminate at 11:59 p.m. on December 31, 2007. The second extended term of this 25 Agreement shall commence at midnight on January 1, 2008 and shall terminate at 11:59 26 p.m. on December 31, 2008, unless sooner terminated as provided in the Agreement, or 27 unless the services to be performed hereunder or the Project is completed sooner."

> Except as expressly modified herein, all of the terms and conditions 2. 1

OFFICE OF THE CITY ATTORNEY ROBERT E. SHANNON, City Attorney 333 West Ocean Boulevard, 11th Floor Long Beach, CA 90802-4664

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