

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

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EIGHTH AMENDMENT TO AGREEMENT NO. 33912

33912

THIS EIGHTH AMENDMENT ~~TO~~ AGREEMENT NO. 33912 is made and entered as of July 6, 2022, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on July 5, 2022, by and between KARDENT, a California corporation ("Consultant"), with a place of business at 11 Golden Shore, Suite #540, Long Beach, California 90802, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 33912 (the "Agreement") whereby Consultant agreed to provide as-needed architectural services for a total not to exceed amount of Four Hundred Thousand Dollars (\$400,000) for a period of two (2) years with the option to extend for three (3) additional one-year periods; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add Five Hundred Thousand Dollars (\$500,000) for a total not to exceed amount of Nine Hundred Thousand Dollars (\$900,000) and extend the term to July 19, 2018, with the option to extend the term for two (2) additional one-year periods; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add Three Hundred Thousand Dollars (\$300,000) for a total not to exceed amount of One Million Two Hundred Thousand Dollars (\$1,200,000) and extend the term to July 19, 2019, with the option to extend the term for one (1) additional one-year period; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to update the rates/charges to include two (2) new sub-consultants; and

WHEREAS, the Parties entered into a Fourth Amendment to the Agreement to extend the term to July 19, 2020; and

WHEREAS, the Parties entered into a Fifth Amendment to the Agreement to add Eight Hundred Thousand Dollars (\$800,000) for a total not to exceed amount of Two Million Dollars (\$2,000,000); and

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1 WHEREAS, on June 9, 2020, City Council approved extending the
2 Agreement one (1) additional one-year period; and

3 WHEREAS, the Parties entered into a Sixth Amendment to the Agreement
4 to extend the term to July 19, 2021; and

5 WHEREAS, on June 8, 2021, City Council approved extending the
6 Agreement one (1) additional one-year period; and

7 WHEREAS, the Parties entered into a Seventh Amendment to the
8 Agreement to add Six Hundred Thousand Dollars (\$600,000) to the Agreement for a total
9 not to exceed amount of Two Million Six Hundred Thousand Dollars (\$2,600,000) and
10 extend the term to July 19, 2022; and

11 WHEREAS, the Parties desire to add Five Hundred Thousand Dollars
12 (\$500,000) for a total not to exceed amount of Three Million One Hundred Thousand
13 Dollars (\$3,100,000), extend the term one (1) additional one-year period, update the City
14 Representative and attach an updated rate sheet;

15 NOW, THEREFORE, in consideration of the mutual terms, covenants, and
16 conditions herein contained, the Parties agree as follows:

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

18 "A. Consultant shall furnish specialized services more particularly
19 described in Exhibit "A", attached to this Agreement and incorporated by this
20 reference, in accordance with the standards of the profession, and City shall pay for
21 these services in the manner described below, not to exceed Three Million One
22 Hundred Thousand Dollars (\$3,100,000), at the rates or charges shown in Exhibit
23 "B".

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

25 "2. TERM. The term of this Agreement shall commence at midnight on
26 July 20, 2015, and shall terminate at 11:59 p.m. on July 19, 2023, unless sooner terminated
27 as provided in this Agreement, or unless the services or the Project is completed sooner."

28 3. The Rates contained in Exhibit "B-1" to the Third Amendment to

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1 Agreement are hereby amended and replaced by Exhibit "B-2", attached hereto and
2 incorporated herein.

3 4. The City Representative in Exhibit "C" to the Agreement is hereby
4 amended in accordance with Exhibit "C-1", attached hereto and incorporated by this
5 reference.

6 5. Except as expressly modified herein, all of the terms and conditions
7 contained in Agreement No. 33912 are ratified and confirmed and shall remain in full force
8 and effect.

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

11 KARDENT, a California corporation
12 July 11, 2022 By [Signature]
13 Name JODI REESE
14 Title PRESIDENT

15 July 12, 2022 By [Signature]
16 Name VALERIE D'ORDINE
17 Title CFO

"Consultant"

18 CITY OF LONG BEACH, a municipal
19 corporation
20 August 3, 2022 By [Signature]
21 City Manager

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

22 This Eighth Amendment to Agreement No. 33912 is approved as to form on
23 July 28, 2022.

24
25 CHARLES PARKIN, City Attorney
26 By [Signature]
27 Deputy
28

Exhibit B-1

Rates or Charges Update

KARDENT

2022 Standard Hourly Billing Rates

Architectural/Interior Design	Hourly Rate
Principal	\$220.00
Architect	\$225.00
Project Manager 1	\$165.00
Project Manager 2	\$155.00
Construction Manager	\$155.00
Senior Designer	\$120.00
Senior Technical Staff	\$130.00
Technical Staff	\$ 95.00
Designer	\$110.00
Jr. Designer	\$ 85.00
Administration	\$ 85.00

Exhibit C-1

City's Representative:

Marilyn Surakus,

Project Management Officer

Marilyn.Surakus@LongBeach.Gov

562/570-5793