

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

1 FIFTH AMENDMENT TO AGREEMENT NO. 33912

2 **33912**

3 THIS FIFTH AMENDMENT TO AGREEMENT NO. 33912 is made and  
4 entered, in duplicate, as of February 4, 2020 for reference purposes only, pursuant to a  
5 minute order adopted by the City Council of the City of Long Beach at its meeting on June  
6 2, 2015, by and between KARDENT, a California corporation ("Consultant"), with a place  
7 of business at 11 Golden Shore, Suite #540, Long Beach, California 90802, and the CITY  
8 OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.  
10 33912 (the "Agreement") whereby Consultant agreed to provide as-needed architectural  
11 services; and

12 WHEREAS, the Parties entered into a First Amendment to the Agreement to  
13 add \$500,000 for a total not to exceed amount of \$900,000 and extend the term to July 19,  
14 2018; and

15 WHEREAS, the Parties entered into a Second Amendment to the Agreement  
16 to add \$300,000 for a total not to exceed amount of \$1,200,000 and extend the term to July  
17 19, 2019; and

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

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

22 WHEREAS, the Parties desire to add \$800,000 to the Agreement for a total  
23 not to exceed amount of \$2,000,000;

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

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

27 "A. Consultant shall furnish specialized services more particularly  
28 described in Exhibit "A", attached to this Agreement and incorporated by this

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reference, in accordance with the standards of the profession, and City shall pay for these services in the manner described below, not to exceed Two Million Dollars (\$2,000,000), at the rates or charges shown in Exhibit "B".

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

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

KARDENT, a California corporation

2/19, 2020

By [Signature]  
Name RICHARD DILDAY  
Title PRESIDENT

2/19, 2020

By [Signature]  
Name JODI REESE  
Title VICE PRESIDENT

"Consultant"

CITY OF LONG BEACH, a municipal corporation

3/6/, 2020

By [Signature]  
City Manager

"City"

This Fifth Amendment to Agreement No. 33912 is approved as to form on

February 25, 2020.

CHARLES PARKIN, City Attorney

By [Signature]  
Deputy