

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

SECOND AMENDMENT TO AGREEMENT NO. 34907

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THIS SECOND AMENDMENT TO AGREEMENT NO. 34907 is made and entered, in duplicate, as of January 6, 2021 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on January 23, 2018, by and between HDR ENGINEERING, INC., a Nebraska corporation ("Consultant"), with a place of business at 100 Oceangate, Suite 1120, Long Beach, California 90802-4414, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34907 (the "Agreement") whereby Consultant agreed to provide on-call professional engineering and architectural services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to decrease the Agreement amount by \$250,000 for a total not to exceed amount of \$250,000; and

WHEREAS, the Parties desire add \$50,000 to the Agreement for a total not to exceed amount of \$300,000 and 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:

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

"A. Consultant shall furnish specialized services more particularly described in Exhibit "A", attached to this Agreement and incorporated by this reference, in accordance with the standards of the profession, and City shall pay for these services in the manner described below, not to exceed Three Hundred Thousand Dollars (\$300,000), at the rates or charges shown in Exhibit "B"."

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

"2. TERM. The term of this Agreement shall commence at midnight on March 1, 2018, and shall terminate at 11:59 p.m. on February 28, 2022, unless sooner terminated as provided in this Agreement, or unless the services or the Project is

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1 completed sooner. The term may be extended for one (1) additional one-year period at the
2 discretion of the City Manager.”

3 3. Except as expressly modified herein, all of the terms and conditions
4 contained in Agreement No. 34907 are ratified and confirmed and shall remain in full force
5 and effect.

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

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10 Jan 11, 2021

HDR ENGINEERING, INC., a Nebraska corporation

By [Signature]
Name K. D. FIELD
Title VICE PRESIDENT

11
12 _____, 2021

By _____
Name _____
Title _____

“Consultant”

CITY OF LONG BEACH, a municipal corporation

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17 February 22, 2021

By [Signature]
City Manager

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER

“City”

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20 This Second Amendment to Agreement No. 34907 is approved as to form on
21 February 9, 2021.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy

CERTIFICATE

The undersigned hereby certifies that she is the Assistant Secretary of HDR Engineering, Inc., a Nebraska corporation (the "Corporation"), and that, as such, has custody of the minute books of the Corporation, and that, by Consent and Agreement of the Board of Directors, the following resolution was unanimously adopted:

"RESOLVED, that effective immediately, and until termination of said individual from the Corporation, or until rescision by the Corporation's Board of Directors, whichever occurs first, the following individuals are hereby granted the nondelegable authority to execute or approve on behalf of the Corporation, contracts, amendments or change orders for engineering services and architectural services incidental to engineering services to be rendered by the Corporation, . . . , or releases of claim or lien in connection with such services, such contracts, amendments, change orders or releases so executed or approved shall be binding upon the Corporation:

. . . Kip D. Field – Senior Vice President . . ."

The undersigned further certifies that the foregoing resolution has been spread in full upon the minute books of the Corporation and is in full force and effect.

DATED March 30, 2020.



Elizabeth C. Buell, Assistant Secretary