

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Lona Beach, CA 90802-4664

1 FOURTH AMENDMENT TO AGREEMENT NO. 33913

2 **33913**

3 THIS FOURTH AMENDMENT TO AGREEMENT NO. 33913 is made and
4 entered, in duplicate, as of June 20, 2019 for reference purposes only, pursuant to a minute
5 order adopted by the City Council of the City of Long Beach at its meeting on June 2, 2015,
6 by and between MARY MCGRATH ARCHITECTS, a California corporation ("Consultant"),
7 with a place of business at ^{1212 Broadway, Suite 401} ~~505 47th Street, 2nd Floor~~, Oakland, California 94612, and the
8 CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City requires specialized services requiring unique skills to be
10 performed in connection with as-needed architectural services; and

11 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.
12 33913 (the "Agreement") whereby Consultant agreed to provide these services; and

13 WHEREAS, the Parties entered into a First Amendment to the Agreement to
14 extend the term to July 19, 2018; and

15 WHEREAS, the Parties entered into a Second Amendment to the Agreement
16 to extend the term to July 19, 2019; and

17 WHEREAS, the Parties entered into a Third Amendment to the Agreement
18 to add \$600,000 to the Agreement for a total not to exceed amount of \$1,000,000; and

19 WHEREAS, the Parties desire to extend the term one (1) additional one-year
20 period;

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

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

24 "2. TERM. The term of this Agreement shall commence at midnight on
25 July 20, 2015, and shall terminate at 11:59 p.m. on July 19, 2020, unless sooner terminated
26 as provided in this Agreement, or unless the services or the Project is completed sooner."

27 2. Except as expressly modified herein, all of the terms and conditions
28 contained in Agreement No. 33913 are ratified and confirmed and shall remain in full force

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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.

MARY MCGRATH ARCHITECTS, a California corporation

_____, 2019

By *M. McGrath*
Name MARY MCGRATH
Title President

_____, 2019

By _____
Name _____
Title _____

Tom Modica
Assistant City Manager
"Consultant"

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER

CITY OF LONG BEACH, a municipal corporation

September 19, 2019

By *R. Bull*
City Manager

"City"

This Fourth Amendment to Agreement No. 33913 is approved as to form on

September 6, 2019.

CHARLES PARKIN, City Attorney

By *Charles Parkin*
Deputy

ACTION BY WRITTEN CONSENT
OF THE BOARD OF DIRECTORS
OF

MARY MCGRATH ARCHITECTS
A California Corporation

Pursuant to Section 307(b) of the California Corporations Code and the By-laws of this corporation, the undersigned, being the sole Director of Mary McGrath Architects, a California Corporation (the "Corporation"), hereby consents to, adopts and ratifies the following resolution:

WHEREAS, the Director of the Corporation has determined that it would be in the best interests of the Corporation that Mary McGrath AIA, President of the Corporation, be empowered to execute client contracts on behalf of the corporation.

NOW THEREFORE, BE IT RESOLVED, that this Corporation vests the authority for execution of client contracts with Mary McGrath AIA.

When executed this resolution shall have the same force and effect as resolutions adopted at a meeting of the Board of Directors duly called and held.

Dated: June 3, 2015



Mary McGrath, Director