

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

1 FIFTH AMENDMENT TO AGREEMENT NO. 34908

2 **34908**

3 THIS FIFTH AMENDMENT TO AGREEMENT NO. 34908 is made and  
4 entered, in duplicate, as of January 21, 2022 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  
6 January 23, 2018, by and between STANTEC CONSULTING SERVICES INC., a New  
7 York corporation ("Consultant"), with a place of business at 38 Technology Drive, Suite  
8 100, Irvine, California 92618-5312, and the CITY OF LONG BEACH, a municipal  
9 corporation ("City").

10 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.  
11 34908 (the "Agreement") whereby Consultant agreed to provide on-call professional  
12 engineering and architectural services; and

13 WHEREAS, the Parties entered into a First Amendment to the Agreement to  
14 add \$350,000 for a total not to exceed amount of \$3,350,000; and

15 WHEREAS, the Parties entered into a Second Amendment to the Agreement  
16 to add \$850,000 for a total not to exceed amount of \$4,200,000; and

17 WHEREAS, the Parties entered into a Third Amendment to the Agreement  
18 to add \$1,987,319 for a total not to exceed amount of \$6,187,319; and

19 WHEREAS, the Parties entered into a Fourth Amendment to the Agreement  
20 to extend the term to February 28, 2022; and

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

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

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

26 "2. TERM. The term of this Agreement shall commence at midnight on  
27 March 1, 2018 and shall terminate at 11:59 p.m. on February 28, 2023, unless sooner  
28 terminated as provided in this Agreement, or unless the services or the Project is

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1 completed sooner."

2 2. Except as expressly modified herein, all of the terms and conditions  
3 contained in Agreement No. 34908 are ratified and confirmed and shall remain in full force  
4 and effect.

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

7  
8 STANTEC CONSULTING SERVICES  
INC., a New York corporation  
9 \_\_\_\_\_, 2022 By Edw. J. Othmer  
10 Name Edward Othmer  
11 Title Vice President

12 \_\_\_\_\_, 2022 By \_\_\_\_\_  
13 Name \_\_\_\_\_  
14 Title \_\_\_\_\_

"Consultant"

15 CITY OF LONG BEACH, a  
16 municipal corporation  
17 2/11 \_\_\_\_\_, 2022 By Rinda J. Jatzum  
City Manager

"City"

EXECUTED PURSUANT  
TO SECTION 301 OF  
THE CITY CHARTER

18  
19 This Fifth Amendment to Agreement No. 34908 is approved as to form on  
20 February 9, 2022.

21  
22 CHARLES PARKIN, City Attorney  
23 By [Signature]  
24 Deputy