

1 FIFTH AMENDMENT TO AGREEMENT NO. 32027

2 **32027**

3 THIS FIFTH AMENDMENT TO AGREEMENT NO. 32027 is made and  
4 entered, in duplicate, as of May 26, 2015, 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 May  
6 19, 2015, by and between PSOMAS, a California corporation ("Consultant"), with a place  
7 of business at 3 Hutton Centre Drive, Suite 200, Santa Ana, California 92707, 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 Certified Materials Testing and Inspection, and  
11 Construction Management Services; and

12 WHEREAS, the parties entered Agreement No. 32027 whereby Consultant  
13 agreed to provide these Services; and

14 WHEREAS, the parties desire to extend the term and increase the  
15 Agreement amount by \$550,000 for a total not to exceed amount of \$1,831,400;

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

18 1. Section 1.A. of Agreement No. 32027 is hereby amended to read as  
19 follows:

20 "1. SCOPE OF WORK OR SERVICES.

21 A. Consultant shall furnish specialized services more particularly  
22 described in Exhibit "A", attached to this Agreement and incorporated by this reference,  
23 in accordance with the standards of the profession, and City shall pay for these services  
24 in the manner described below, not to exceed One Million Eight Hundred Thirty-One  
25 Thousand Four Hundred Dollars (\$1,831,400), at the rates or charges shown in Exhibit  
26 "B".

27 2. Section 2 of Agreement No. 32027 is hereby amended to read as  
28 follows:

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

1 "2. TERM. The term of this Agreement shall commence at midnight on  
2 January 31, 2011, and shall terminate at 11:59 p.m. on January 31, 2017, unless sooner  
3 terminated as provided in this Agreement, or unless the services or the Project is  
4 completed sooner."

5 3. Except as expressly modified herein, all of the terms and conditions  
6 contained in Agreement No. 32027 are ratified and confirmed and shall remain in full  
7 force and effect.

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

10 PSOMAS, a California corporation  
11 \_\_\_\_\_, 2015 By [Signature]  
12 Name Reuben Tolentino  
13 Title Principal

14 \_\_\_\_\_, 2015 By \_\_\_\_\_  
15 Name \_\_\_\_\_  
16 Title \_\_\_\_\_

"Consultant"

17 CITY OF LONG BEACH, a municipal  
18 corporation  
19 \_\_\_\_\_, 2015 By [Signature]  
20 City Manager

"City"

21 This Fifth Amendment to Agreement No. 32027 is approved as to form on  
22 \_\_\_\_\_, 2015.  
23

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