

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

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FOURTH AMENDMENT TO AGREEMENT NO. 35229

35229

THIS FOURTH AMENDMENT TO AGREEMENT NO. 35229 is made and entered, in duplicate, as of February 7, 2023, for reference purposes only, pursuant to minute orders adopted by the City Council of the City of Long Beach at its meetings on March 5, 2019 and November 17, 2020, by and between CITY FABRICK, a California corporation ("Consultant"), with a place of business at 425 East Fourth Street, Unit E, Long Beach, California 90802, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35229 (the "Agreement") whereby Consultant agreed to provide on-call environmental, planning, affordable housing, and community engagement consultant services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add \$25,000 for a total not to exceed amount of \$75,000 and extend the term to March 5, 2022; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add \$45,000 for a total not to exceed amount of \$120,000 and extend the term to March 5, 2023; and

WHEREAS, the Parties entered into a Third Amendment to add \$100,000 to the Agreement for a total not to exceed amount of \$220,000; and

WHEREAS, the Parties desire to add \$175,000 to the Agreement for a total not to exceed amount of \$395,000 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 the Agreement and incorporated by this reference, in accordance with the standards of the profession, and City shall pay for

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1 these services in the manner described below, not to exceed Three Hundred Ninety-
2 Five Thousand Dollars (\$395,000), at the rates or charges shown in Exhibit "B".

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

4 " Term. The term of this Agreement shall commence at midnight on
5 March 6, 2019, and shall terminate at 11:59 p.m. on March 5, 2024, unless sooner
6 terminated as provided in this Agreement, or unless the services or the Project is
7 completed sooner."

8 3. Except as expressly modified herein, all of the terms and conditions
9 contained in Agreement No. 35229 are ratified and confirmed and shall remain in full force
10 and effect.

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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.

CITY FABRICK, a California corporation

FEB 15, 2023

By [Signature]
Name DARREN ROSENBERG
Title Chairman BOARD OF DIRECTORS

02 | 17, 2023

By [Signature]
Name Brian Klosszewski
Title Executive Director

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

"Consultant"

CITY OF LONG BEACH, a municipal corporation

March 10, 2023

By Linda J. Jatum
City Manager

"City"

This Fourth Amendment to Agreement No. 35229 is approved as to form on

February 28, 2023.

DAWN MCINTOSH, City Attorney

By [Signature]
Deputy

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