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

## THIRD AMENDMENT TO AGREEMENT NO. 35785

THIS THIRD AMENDMENT TO AGREEMENT NO. 35785 is made and entered, in duplicate, as of October 25, 2022, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on November 17, 2020, by and between PACIFICA SERVICES, INC., a California corporation ("Consultant"), with a place of business at 106 S. Mentor Avenue, Suite 200, Pasadena, California 91106, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35785 (the "Agreement") whereby Consultant agreed to provide labor compliance monitoring services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to increase the annual not to exceed amount by adding \$100,000 for a total not to exceed amount of \$300,000; and

WHEREAS, the Parties entered into a Second Amendment to increase the annual not to exceed amount by adding an additional \$100,000 for a total annual not to exceed amount of \$400,000; and

WHEREAS, the Parties currently desire to extend the term of the Agreement for one (1) additional one-year period and clarify the authorized not to exceed amount;

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, in a total contract amount not to exceed One Million One Hundred Thousand Dollars (\$1,100,000), at the rates or charges shown in Exhibit "B"."

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- 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 December 1, 2020, and shall terminate at 11:59 p.m. on November 30, 2023, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner. The term may be extended for two (2) additional one-year periods, at the discretion of the City Manager."
- Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 35785 are ratified and confirmed and shall remain in full force and effect.

2