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

FIRST AMENDMENT TO AGREEMENT NO. 36052

THIS FIRST AMENDMENT TO AGREEMENT NO. 36052 is made and entered, in duplicate, as of April 13, 2023, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on July 6, 2021, by and between ATLAS TECHNICAL CONSULTANTS, LLC, a Delaware corporation ("Consultant"), with a place of business at 13215 Bee Cave Parkway, Building B, Suite 230, Austin, Texas 78738, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with as-needed professional engineering services ("Project"); and

WHEREAS, on July 6, 2021, the City Council adopted Specifications No. RFQ PW0-059 and awarded agreements for as-needed professional engineering services for a period of two (2) years, with the option to renew for three (3) additional one-year periods, at the discretion of the City Manager; and

WHEREAS, City and Consultant (the "Parties"), entered into Agreement No. 36052 (the "Agreement") whereby Consultant agreed to provide these services; and

WHEREAS, the Parties desire to extend the term of the Agreement using the first one-year period option, and update the City's Representative in Exhibit C;

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

- 1. Section 2 of the Agreement is hereby amended to read as follows.
- "2. <u>TERM.</u> The term of this Agreement shall commence at midnight on August 1, 2021, and shall terminate at 11:59 p.m. on July 31, 2024, 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."
- 2. The City's Representative in Exhibit "C" to the Agreement is hereby amended in accordance with Exhibit "C-1", attached hereto and incorporated by this

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CONSULTANTS.

reference.

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Certificate of Authority

To Whom it May Concern,

I, individually and on behalf of Atlas Technical Consultants LLC, do by my signature below, certify that:

Atlas Technical Consultants LLC is a limited liability company duly organized and existing under the laws of Delaware;

I am the Assistant Corporate Secretary, an officer of the Company, authorized to sign on its behalf; and

Jeffrey R. Baudour, Director of CMT & Field Services, is authorized to make, execute and approve, on behalf of this Company, any and all contracts, or amendments thereof, entered into by Atlas Technical Consultants LLC.

In witness whereof, I hereunto set my hand and seal this 5th day of April, 2021.

Sincerely,

Bradford Twombly

Assistant Corporate Secretary

Atlas Technical Consultants LLC

E-Mail: <u>Brad.Twombly@oneatlas.com</u>

Exhibit C-1 City's Representative

Keith Hoey, Acting City Engineer Keith.Hoey@longbeach.gov 562/570-6586