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

## THIRD AMENDMENT TO AGREEMENT NO. 34228

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THIS THIRD AMENDMENT TO AGREEMENT NO. 34228 is made and entered, in duplicate, as of April 11, 2017, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on February 9, 2016, by and between OVERLAND, PACIFIC & CUTLER, INC., a California corporation ("Consultant"), with a place of business at 3750 Schaufele Avenue, Suite 150, Long Beach, California 90808, 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 acquisition, relocation, property management and related services; and

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34228 (the "Agreement") whereby Consultant agreed to provide these services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add \$350,000 for a total not to exceed amount of \$750,000; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add \$150,000 for a total not to exceed amount of \$900,000; and

WHEREAS, the Parties desire to add \$20,000 for a total not to exceed amount of \$920,000;

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 these services in the manner described below, not to exceed Nine Hundred Twenty Thousand Dollars (\$920,000), at the rates or charges shown in Exhibit "B"."
  - 2. Except as expressly modified herein, all of the terms and conditions

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