## THIRD AMENDMENT TO AGREEMENT NO. 33498

## 33498

THIS THIRD AMENDMENT TO AGREEMENT NO. 33498 is made and 3 4 entered, in duplicate, as of April 19, 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 July 22, 2014, by and between HIRSCH & ASSOCIATES, INC., a California corporation, with a place of business at 2221 E. Winston Road, Suite A, Anaheim, California 92806 ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, the City requires specialized services requiring unique skills to 10 be performed in connection with as-needed landscape architectural services; and

11 WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 12 33498 (the "Agreement") whereby Consultant agreed to provide these services; and

13 WHEREAS, the Parties entered into a First Amendment to the Agreement 14 to increase the amount by \$500,000 for a total not to exceed amount of \$750,000; and

15 WHEREAS, the Parties entered into a Second Amendment to the 16 Agreement to increase the amount by \$100,000 for a total not to exceed amount of 17 \$850,000: and

18 WHEREAS, the Parties desire to increase the amount by \$150,000 for a 19 total not to exceed amount of \$1,000,000;

20 NOW, THEREFORE, in consideration of the mutual terms, covenants, and 21 conditions herein contained, the Parties agree as follows:

SCOPE OF WORK OR SERVICES.

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1. Section 1.A. of the Agreement is hereby amended to read as follows:

Consultant shall furnish specialized services more particularly A. 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, not to exceed One Million Dollars (\$1,000,000), at the rates or charges shown in Exhibit "B".

"1.

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

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2. Except as expressly modified herein, all of the terms and conditions
contained in Agreement No. 33498 are ratified and confirmed and shall remain in full
force and effect.

4 IN WITNESS WHEREOF, the Parties have caused this document to be 5 duly executed with all formalities required by law as of the date first stated above.

6 HIRSCH & ASSOCIATES, INC., a California corporation 7 2 2017 Bγ Ŷ٧١ 8 Name 9 Title VICE THE P 10 2017 ₿v NY 1 Name Z HIRSCH 11 Title CHARLES PARKIN, City Attorney 333 West Ocean Boulevard, 11th Floor Long Beach, CA 90802-4664 12 "Consultant" 13 CITY OF LONG BEACH, a municipal 14 corporation EXECUTED PURSIVANT TO SECTION 301 OF 15 2017 THE CITY CHARTER. **City Manager** 16 B. Modica Citv 17 Assistant City Manager This Third Amendment to Agreement No. 33498 is approved as to form on 18 2017. 19 20 CHARLES/PARKIN/ City Attorney 21 By 22 Deputy 23 24 25 26 27 28 2 LTV:bg A14-01481 L:\Apps\CtyLaw32\WPDocs\D015\P022\00746857.DOC

DEFICE OF THE CITY ATTORNEY