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

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SECOND AMENDMENT TO AGREEMENT NO. 33839

33839

THIS SECOND AMENDMENT TO AGREEMENT NO. 33839 is made and entered, in duplicate, as of January 31, 2019 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on April 7, 2015, by and between TRANSPORTATION & ENERGY SOLUTIONS, INC., a California corporation ("Consultant"), with a place of business at 5475 Brentwood Place, Yorba Linda, California 92887, 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 traffic engineering, transportation planning and related technical and professional services; and

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 33839 (the "Agreement") whereby Consultant agreed to provide these services; and

WHEREAS, the Parties entered into a First Amendment to extend the term to May 31, 2019; and

WHEREAS, the Parties desire to 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 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 June 1, 2015, and shall terminate at 11:59 p.m. on May 31, 2020, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner."
- Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 33839 are ratified and confirmed and shall remain in full force 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.	
0 10	TRANSPORTATION & ENERGY SOLUTIONS, INC., a California corporation
FEBRUARY (, 2019	Name NATHANGES BEHURA Title PRESIDENT,
FEBRUARY 19, 2019	By NATHANIKE STREEURA
Tom Modica	Title CORP. SECRETARY
Assistant City Manager	"Consultant"
EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER	CITY OF LONG BEACH, a municipal corporation
APril 6, 2019	By / Bill
	City Manager
	"City"
March 20	greement No. 33839 is approved as to form on
<u>March 28</u> , 2019.	
	CHARLES PARKIN, City Attorney By Deputy