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

## SEVENTH AMENDMENT TO AGREEMENT NO. 33498

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33498

THIS SEVENTH AMENDMENT TO AGREEMENT NO. 33498 is made and entered, in duplicate, as of October 7, 2020, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on October 6, 2020, 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").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 33498 (the "Agreement") whereby Consultant agreed to provide as-needed landscape architectural services; and

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

WHEREAS, the Parties entered into a Second Amendment to the Agreement to extend the term to August 1, 2017 and increase the amount by \$100,000 for a total not to exceed amount of \$850,000; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to increase the amount by \$150,000 for a total not to exceed amount of \$1,000,000; and

WHEREAS, the Parties entered into a Fourth Amendment to the Agreement to extend the term to August 1, 2018 and increase the amount by \$1,000,000 for a total not to exceed amount of \$2,000,000; and

WHEREAS, the Parties entered into a Fifth Amendment to the Agreement to extend the term to August 1, 2019 and update the City Representative; and

WHEREAS, the Parties entered into a Sixth Amendment to the Agreement to extend the term to August 1, 2020; 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

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conditions herein contained, the Parties agree as follows:

- 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, 2014, and shall terminate at 11:59 p.m. on August 1, 2021, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner."
- 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.

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.

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12		HIRSCH & ASSOCIATES, INC., a California
13		corporation
14		By
15		Name Charles Foley Title Vice President
16	10-9-2020 , 2020	Ву ////
17		Name Patrick Hirsch Title President
18		"Consultant"
19		CITY OF LONG BEACH, a municipal corporation
20	11 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
21	<u>actober 29</u> , 2020	By Sinda J. Jahren
22		City Manager EXECUTED PURSUANT TO SECTION 301 OF "City"  TO SECTION 301 OF
23	This Soventh Amendment to	THE CITY CHARTER Agreement No. 33498 is approved as to form
24	001. 20	agreement No. 33-30 is approved as to iomi
25	on	
26		CHARLES PARKIN, City Attorney
27		By Ady J. auleron

**Deputy** 

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