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

## THIRD AMENDMENT TO AGREEMENT NO. 35556 3556

THIS THIRD AMENDMENT TO AGREEMENT NO. 35556 is made and entered, in duplicate, as of June 10, 2021, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on May 5, 2020, by and between OVERLAND, PACIFIC & CUTLER, LLC, a Delaware limited liability company ("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 and Consultant (the "Parties") entered into Agreement No. 35556 (the "Agreement") whereby Consultant agreed to provide as-needed real property acquisition, relocation, and related 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 \$850,000; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to add \$350,000 for a total not to exceed amount of \$1,200,000; and

WHEREAS, the Parties desire to add \$350,000 to the Agreement;

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 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, in an amount not to exceed One Million Five Hundred Fifty Thousand Dollars (\$1,550,000), at the rates or charges shown in Exhibit "B"."
- 2. Except as expressly amended herein, all terms and conditions in Agreement No. 35556 are ratified and confirmed and shall remain in full force and effect.

1 IN WITNESS WHEREOF, the Parties have caused this document to be duly 2 executed with all formalities required by law as of the date first stated above. 3 OVERLAND, PACIFIC & CUTLER, LLC, a Delaware limited liability company 4 5 Name Brian Evereu 6 Title CEO/President 7 2021 By\_ 8 Name Title 9 "Consultant" 10 CITY OF LONG BEACH, a municipal 11 corporation OFFICE OF THE CITY ATTORNEY CHARLES PARKIN, City Attomey 411 West Ocean Boulevard, 9th Floor Long Beach. CA 90802-4554 12 13 14 THE CITY CHARTER "City" 15 This Third Amendment to Agreement No. 35556 is approved as to form on 16 , 2021. 17 CHARLES PARKIN, City Attorney 18 19 Deputy 20 21 22 23 24 25 26 27 28

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IN WITNESS WHEREOF, the Parties have caused this document to be duly 1 executed with all formalities required by law as of the date first stated above. 2 3 OVERLAND, PACIFIC & CUTLER, LLC, a Delaware limited liability company 4 5 Name Brian Everett 6 Title CEO/President 7 , 2021 By\_\_\_\_\_ Name\_\_\_\_ 8 Title\_\_\_\_\_ 9 "Consultant" 10 CITY OF LONG BEACH, a municipal 11 corporation OFFICE OF THE CITY ATTORNEY CHARLES PARKIN, City Attorney 411 West Ocean Boulevard, 9th Floor Long Beach. CA 90802-4664 12 \_\_\_\_\_\_, 2021 City Manager 13 14 "City" 15 This Third Amendment to Agreement No. 35556 is approved as to form on 16 \_\_\_\_\_, 2021. 17 CHARLES PARKIN, City Attorney 18 19 Ву \_\_\_\_\_ Deputy 20 21 22 23 24 25 26 27 28

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