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

SECOND AMENDMENT TO CONTRACT NO. 32932

THIS SECOND AMENDMENT TO CONTRACT NO. 32932 is made and entered, in duplicate, as of December 3, 2013 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting held on May 14, 2013, by and between EXBON DEVELOPMENT, INC., a California corporation ("Contractor"), whose address is 131831 Newhope Street, Garden Grove, California 92843, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, pursuant to a "Notice Inviting Bids for Job Order Contract (JOC) in the City of Long Beach, California," dated February 2012, and published by City, bids were received, publicly opened and declared on the date specified in said Notice; and

WHEREAS, the parties entered into Contract No. 32932 for the work described in the bid documents; and

WHEREAS, the parties desire to increase the Contract amount by \$7,000,000 for tenant and security improvements at the Interim Port Headquarters Building;

NOW, THEREFORE, in consideration of the terms and conditions contained herein, the parties agree as follows:

1. Section 2.A. of Contract No. 32932 is hereby amended to read as follows:

"2. PRICE AND PAYMENT.

- A. City shall pay to Contractor the amount(s) for each Work Order based on the adjustment factor in Contractor's Bid, attached hereto as Exhibit "A"; provided, however, that City shall not pay more than Ten Million Dollars (\$10,000,000) for the term of the Contract, of which \$7,000,000 is for use by the Port of Long Beach for tenant and security improvements at its Interim Headquarters Building."
 - 2. Except as expressly amended in this Second Amendment, all terms

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1	and conditions in Contract No. 32932 are	ratified and confirmed and shall remain in full
2	force and effect.	
3	IN WITNESS WHEREOF, the parties have caused this document to be duly	
4	executed with all formalities required by law as of the date first stated above.	
5		EXBON DEVELOPMENT, INC., a
6		California corporation
7	1/9/2014 , 2013	By President
8		TANET H. LEE
9	1/9/2014 - 2013	By Type or Print Name
10		Secretary JANET H. LEF
11		Type or Print Name
12		"Contractor"
13		CITY OF LONG BEACH, a municipal
14		corporation Assistant City Manager
15		By
16	, 19	City Manager EXECUTED PURSUANT TO SECTION 301 OF
	1	"City" THE CITY CHARTER.
17	This Second Amendment to Contract No. 32932 is approved as to form or	
18	1//6,2013:14	
19	/	
20		CHARLES PARKIN, City Attorney
21		By Cla Cu
22		Deputy
23		
24		
25		
26		

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County of Orange	
On	Rena Chung, Notary public Here Insert Name and Title of the Officer
personally appearedJanet H. Lee	Name(s) of Signer(s)
RENA H. CHUNG Commission # 2038165 Notary Public - California Orange County My Comm. Expires Aug 22, 2017	who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/arx subscribed to the within instrument and acknowledged to me that /x/she/th/ey executed the same in /x/sher/th/eir authorized capacity(i/e/s), and that by /x/sher/th/eir signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.
	WITNESS my hand and official seal. Signature: Signature of Notary Public
and could prevent fraudulent removal a Description of Attached Document	aw, it may prove valuable to persons relying on the document and reattachment of this form to another document.
Title or Type of Document:	
Document Date:	Number of Pages:
capacity(ies) Claimed by Signer(s)	
Signer's Name:	Signer's Name:
Corporate Officer — Title(s):	☐ Corporate Officer — Title(s):
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Trustee	Trustee
Guardian or Conservator	☐ Guardian or Conservator
] Other:	Other:
signer Is Representing:	Signer's Name: Corporate Officer — Title(s): Individual Partner — Limited General Attorney in Fact Trustee Guardian or Conservator Other: Signer Is Representing: