

1 FIFTH AMENDMENT TO AGREEMENT NO. 34491

2 **34491**

3 THIS FIFTH AMENDMENT TO AGREEMENT NO. 34491 is made and
4 entered, in duplicate, as of October 20, 2020, pursuant to a minute order adopted by the
5 City Council of the City of Long Beach at its meeting on February 16, 2016, by and between
6 ABM AVIATION, INC. formerly known as ABM PARKING SERVICES, INC., a Georgia
7 corporation, with a place of business at 1150 South Olive Street, Los Angeles, California
8 90015 ("Operator"), and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City and Operator (the "Parties") entered into Agreement No.
10 34491 (the "Agreement") whereby Operator agreed to perform services in connection with
11 airport parking operations and management at the Long Beach Airport; and

12 WHEREAS, the Parties entered into a First Amendment to the Agreement to
13 add \$263,531 to the first year of the Agreement; and

14 WHEREAS, the Parties entered into a Second Amendment to the Agreement
15 to reflect the name change and add \$269,354 to the second year of the Agreement; and

16 WHEREAS, the Parties entered into a Third Amendment to the Agreement
17 to add \$1,400,640 to the third year of the Agreement; and

18 WHEREAS, the Parties entered into a Fourth Amendment to the Agreement
19 to add \$1,446,862 to the fourth year of the Agreement and extend the term to November
20 30, 2020; and

21 WHEREAS, the Parties desire to add \$1,493,161 to the fifth year of the
22 Agreement and extend the term one (1) additional one-year period;

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

- 25 1. The Agreement amount shall be increased by One Million Four
26 Hundred Ninety-Three Thousand One Hundred Sixty-One Dollars (\$1,493,161) for a total
27 not to exceed Agreement amount of Seven Million Five Thousand One Hundred Eighty-
28 Four Dollars (\$7,005,184).

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
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Long Beach, CA 90802

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2. Section 2 of the Agreement is hereby amended to read as follows:

"2. TERM. The term of this Agreement shall commence at midnight on December 1, 2016, and shall terminate at 11:59 p.m. on November 30, 2021, unless sooner terminated as provided in this Agreement."

3. Except as expressly amended in this Amendment, all terms and conditions in Agreement No. 33491 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.

ABM AVIATION, INC. formerly known as
ABM PARKING SERVICES, INC., a
Georgia corporation

Oct 23, 2020

By D. Scott Hutchison
Name D. Scott Hutchison
Title SVP, OPS.

_____, 2020

By _____
Name _____
Title _____

"Operator"

CITY OF LONG BEACH, a municipal
corporation

November 18, 2020

By Sandra F. Jackson

**EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER**

"City"

This Fifth Amendment to Agreement No. 33491 is approved as to form on
November 18, 2020.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy