

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

FIRST AMENDMENT TO CONTRACT NO. 29804

**29804**

THIS FIRST AMENDMENT TO CONTRACT NO. 29804 is made and entered, in duplicate, as of September 11, 2007 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 10, 2006, by and between NEW CREATION ENGINEERING & BUILDERS, INC., a California corporation, whose address is, 17809 Clark Avenue, Bellflower, California 90706 ("Contractor"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, pursuant to a "Notice Inviting bids for Job Order Contract No. 8, City of Long Beach, California," dated August 18, 2006, and published by City, bids were received, publicly opened and declared on the date specified in said Notice; and

WHEREAS, the City Manager accepted the bid of Contractor; and

WHEREAS, the City Council authorized the City Manager to enter a contract with Contractor for the work describe in the bid documents; and

WHEREAS, the parties desire to extend the term of said Contract;

NOW, THEREFORE, in consideration of the mutual terms and conditions in Contract No. 29804 and herein, the parties agree as follows:

1. Section 4(A) of Contract No. 29804 is hereby amended to read as follows:

"4. TIME FOR CONTRACT. A. The initial term of this Contract shall begin on November 15, 2006 and shall end on November 14, 2007. The first extended term of this Contract shall begin on November 15, 2007 and shall end on November 14, 2008 or on City's payment of Two Million Dollars (\$2,000,000) hereunder to Contractor, whichever occurs first. City may, at its option, extend the term for an additional period of one (1) year by giving notice to Contractor of City's intent to extend. If City exercises its option to extend, the parties shall sign an amendment to this Contract relating to such an option for an additional period of twelve (12) months or until city pays to Contractor

1 \$2,000,000 during said extension period."

2 2. Except as expressly amended herein, all terms and conditions in  
3 Contract No. 29804 are ratified and confirmed and shall remain in full force and effect.

4 IN WITNESS WHEREOF, the parties have caused this document to be duly  
5 executed with all formalities required by law as of the date first stated above.

6 NEW CREATION ENGINEERING &  
7 BUILDERS, INC., a California corporation

8 \_\_\_\_\_, 2007

By   
President

Brian Chun  
(Type or Print Name)

9 \_\_\_\_\_, 2007

By   
Secretary

Esther Chun  
(Type or Print Name)

13 "Contractor"

14 CITY OF LONG BEACH, a municipal  
15 corporation

16 9/26, 2007

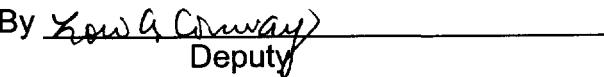
By   
City Manager

17 "City"

18 This First Amendment to Contract No. 29804 is approved as to form on

19 \_\_\_\_\_ 9/24, 2007.

20  
21 ROBERT E. SHANNON, City Attorney

22 By   
23 Deputy

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