

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

1 FIRST AMENDMENT TO CONTRACT NO. 31616

2 **31616**

3 THIS FIRST AMENDMENT TO CONTRACT NO. 31616 (this
4 "Amendment") is made and entered, in duplicate, as of August 1, 2011, for reference
5 purposes only, pursuant to a minute order adopted by the City Council of the City of Long
6 Beach at its meeting on September 22, 2009, by and between JOHN BEAN
7 TECHNOLOGIES CORPORATION DBA JBT AEROTECH, a Delaware corporation
8 ("Contractor"), and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, the parties entered into Contract No. 31616 (the "Contract")
10 whereby Contractor agreed to perform maintenance and associated services for baggage
11 handling and conveyance systems at the Long Beach Airport ("Project"); and

12 WHEREAS, the parties desire to amend the Contract to reduce the Scope
13 of Work thereunder.

14 NOW, THEREFORE, in consideration of the mutual terms and conditions in
15 the Contract, the parties agree as follows:

16 1. Section 2.B of the Contract is hereby amended to add a pricing
17 option for one (1) full-time technician to provide forty (40) hours of maintenance support
18 per week, more particularly described in Exhibit "A-1" to this Amendment ("Pricing
19 Scenario 3"). City selects Pricing Scenario 3 for year two of this Contract, and City shall
20 have the option of selecting any of the Pricing Scenarios to be applicable during year
21 three of this Contract at the end of year two of this Contract.

22 2. Except as expressly amended herein, all of the terms and conditions
23 of the Contract are ratified and confirmed and shall remain in full force and effect,
24 including without limitation terms and conditions related to price and payment and
25 Contract term.

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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.

"Contractor"
JOHN BEAN TECHNOLOGIES CORPORATION DBA JBT AEROTECH, a Delaware corporation

By: [Signature]
Name: Brent Ahlstrom
Title: General Manager

By: [Signature]
Name: James L. Martin
Title: Secretary

"City" EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.
CITY OF LONG BEACH
Assistant City Manager

By: [Signature]
Name: Patrick H. West
Title: City Manager

This First Amendment to Agreement No. 31616 is approved as to form on

July 19, 2011.

ROBERT E. SHANNON, City Attorney

By [Signature]
Deputy

OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4864

A09-00986



Airport Services
1805 West 2550 South
Ogden, UT 84401-3396 USA
Phone: 801-628-3119
Fax: 801-629-3487

PROPOSED CHANGE ORDER

City of Long Beach
Long Beach Airport
4100 Donald Douglas Drive
Long Beach, CA 90808

DATE: March 18, 2011

REF: PCO #1522-2

REF: Agreement No. 31616

Attention: Ms. Nancy Trent, Facilities Management Officer

Subject: Reduction In Work Force

Ms. Trent:

In order to be of service to you, we would like to offer a Proposed Change Order to the subject contract, as described on the attached Change Summary. Terms and conditions as contained in the above referenced Contract document will apply.

If the proposed change is acceptable to you, please acknowledge and return this Proposed Change Order to JBT AeroTech Services. If your company requires the use of its own change order form, please submit the form to me referencing or listing the change items noted on the attached change summary, and we will subsequently amend the original contract to incorporate this change.

Should you have any questions, please do not hesitate to contact us.

Sincerely,

Kirk P. Smith
Manager, Technical Support Services

Acknowledged by: CITY OF LONG BEACH

TITLE: _____

DATE: _____

RECEIVED AS TO FORM

7-19 20 11
ROBERT L. STEPHENSON, City Manager

By:
ROBERT L. STEPHENSON, City Manager

SCOPE OF WORK:

1. **Maintenance Services for the Baggage Handling and Conveyance systems.** JBT offers fixed pricing to cover 100% Preventive Maintenance (PM) and Inventory Control Management for the Baggage Handling and Conveyance Systems. Manning for this proposal will be one (1) Full-Time Technician, forty (40) hours per week.

Please Note: Hours for Corrective Repairs and Emergency Call-Outs are not included in the Preventive Maintenance (PM) price, and will be invoiced at actual based on the Emergency Call-Out Service Rates as listed in the existing contract.

Year-1 (April 1, 2011 – March 31, 2012) \$228,722.00

Year-2 (April 1, 2012 – March 31, 2013) \$239,468.00

Year-3 (April 1, 2013 – March 31, 2014) \$250,758.00

Our Proposal for wages for our Technician is in compliance with California Labor Code and General Prevailing Wage determination made by the Director of Industrial Relations. The craft selected for these services is "Elevator Constructor".

2. **Tax Note.** The Buyer is responsible for payment to the Seller of any sales/use or other similar type taxes imposed on this sale. Based on tax rates in effect on the date of this proposal, state and local sales/use tax at 9.75% must be added to material only.

Seller will accept a valid exemption certificate from the Buyer if applicable; however, if an exemption certificate previously accepted is not recognized by the government taxing authority involved, and Seller is required to pay the tax covered by such exemption certificate, Buyer agrees to promptly reimburse Seller for the taxes paid.

Because of possible changes and variations in the completion of the contract, the actual tax will be calculated pursuant to applicable state law and assessed upon completion of this project unless state law requires the tax to be collected on a periodic basis.

3. **VALIDITY.** These prices will remain valid for a period of sixty (60) days.
4. **SCHEDULING.** Contract Manning Requirements will be changed after receipt of a fully executed Change Order/Contract Amendment.

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|---|---------------------|
| TOTAL THIS PROPOSED CHANGE ORDER REQUEST FOR THREE (3) YEARS | \$718,948.00 |
|---|---------------------|