

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

1 THIRD AMENDMENT TO CONTRACT NO. 33970

2 **33970**

3 THIS THIRD AMENDMENT TO CONTRACT NO. 33970 is made and  
4 entered, in duplicate, as of August 15, 2019 for reference purposes only, pursuant to a  
5 minute order adopted by the City Council of the City of Long Beach at its meeting held on  
6 August 13, 2019, by and between ARB, INC., a California corporation ("Contractor"), whose  
7 address is 26000 Commercentre Drive, Lake Forest, California 92630, and the CITY OF  
8 LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City and Contractor (the "Parties") entered into Contract No.  
10 33970 (the "Contract") pursuant to Specifications No. G-331 for the Annual Contract for  
11 Steel Gas Pipeline Construction in the City of Long Beach; and

12 WHEREAS, the Parties entered into a First Amendment to the Contract to  
13 extend the term to August 31, 2018 and attach an updated price list; and

14 WHEREAS, the Parties entered into a Second Amendment to the Contract  
15 to extend the term to August 31, 2019 and attach an updated price list; and

16 WHEREAS, the Parties desire to extend the term one (1) additional one-year  
17 period and add the annual amount of \$5,500,000;

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

20 1. Section 4.A of the Contract is hereby amended to read as follows:

21 "A. The term of this Contract shall commence at midnight on  
22 September 1, 2015, and shall terminate at 11:59 p.m. on August 31, 2020, unless  
23 sooner terminated as provided in this Contract, or unless the services or the Project  
24 is completed sooner."

25 2. Except as expressly modified herein, all of the terms and conditions  
26 contained in Contract No. 33970 are ratified and confirmed and shall remain in full force  
27 and effect.

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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.

August 21, 2019

ARB, INC., a California corporation

By [Signature]  
Name Scott Summers  
Title President

August 21, 2019

By [Signature]  
Name Greg Dahl  
Title Senior Vice President

Tom Modica  
Assistant City Manager

"Contractor"

EXECUTED PURSUANT  
TO SECTION 301 OF  
THE CITY CHARTER

CITY OF LONG BEACH, a municipal corporation

Sept 5, 2019

By [Signature]  
City Manager

"City"

This Third Amendment to Contract No. 33970 is approved as to form on August 26, 2019.

CHARLES PARKIN, City Attorney

By [Signature]  
Deputy