

1 FIRST AMENDMENT TO CONTRACT NO. 34587

2 **34587**

3 THIS FIRST AMENDMENT TO CONTRACT NO. 34587 is made and  
4 entered, in duplicate, as of May 18, 2017 for reference purposes only, pursuant to a minute  
5 order adopted by the City Council of the City of Long Beach at its meeting held on March  
6 21, 2017, by and between ALL AMERICAN ASPHALT, a California corporation  
7 ("Contractor"), whose address is 400 E. Sixth Street, Corona, California 92878-2229, and  
8 the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City and Contractor (the "Parties") entered into Contract No.  
10 34587 (the "Contract") whereby Contractor agreed to provide the work described in Plans  
11 and Specifications No. R-7084; and

12 WHEREAS, the Parties desire add the not to exceed amount;

13 NOW, THEREFORE, in consideration of the mutual terms and conditions  
14 herein contained, the Parties agree as follows:

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

16 "A. City shall pay to Contractor the amount(s) for materials and work  
17 identified in Contractor's Bid for Annual Contract for Street Improvements in the City of  
18 Long Beach, California, attached hereto as Exhibit "A"; provided, however, that the total  
19 compensation to Contractor shall not exceed an annual amount of Forty Million Dollars  
20 (\$40,000,000) during the term of this Contract."

21 2. Except as expressly modified herein, all of the terms and conditions  
22 contained in Contract No. 34587 are ratified and confirmed and shall remain in full force  
23 and effect.

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

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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.

ALL AMERICAN ASPHALT, a California corporation

May 22, 2017

By [Signature]  
Name Edward J. Carlson  
Title Vice President

May 22, 2017

By [Signature]  
Name Michael Farkas  
Title Secretary

"Contractor"

CITY OF LONG BEACH, a municipal corporation

June 6, 2017

By [Signature]  
City Manager

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER

"City" Tom Modica  
Assistant City Manager

This First Amendment to Contract No. 34587 is approved as to form on

5/29, 2017.

CHARLES PARKIN, City Attorney

By [Signature]  
Deputy