

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

1 THIRD AMENDMENT TO CONTRACT NO. 35430

2 **35430**

3 THIS THIRD AMENDMENT TO CONTRACT NO. 35430 is made and  
4 entered, in duplicate, as of January 24, 2022 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 November 12, 2019, by and between ALL AMERICAN ASPHALT, a California corporation  
7 ("Contractor"), whose address is 400 E. Sixth Street, Corona, California 92879, and the  
8 CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City and Contractor (the "Parties") entered into Contract No.  
10 35430 (the "Contract") whereby Contractor agreed to provide as-needed local street  
11 improvements in the City of Long Beach, California, more particularly described in Project  
12 Plans and Specifications No. R-7153; and

13 WHEREAS, the Parties entered into a First Amendment to the Contract to  
14 update the authorized authority; and

15 WHEREAS, the Parties entered into a Second Amendment to the Contract  
16 to extend the term to December 31, 2022 and attach an updated rate sheet; and

17 WHEREAS, the Parties desire to add \$6,000,000 to the third term of the  
18 Contract;

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

21 1. Section 2.A of the Contract is hereby amended to read as follows:

22 "A. City shall pay to Contractor the amount(s) for materials and work  
23 identified in Contractor's Bid for as-needed local street improvements in the City of Long  
24 Beach, California, attached to the Contract as Exhibit "A"; provided, however, that the total  
25 compensation to Contractor shall not exceed Seventeen Million Dollars (\$17,000,000)  
26 during the term of January 1, 2020 to December 31, 2020; Fourteen Million Dollars  
27 (\$14,000,000) during the term of January 1, 2021 to December 31, 2021; and Six Million  
28 Dollars (\$6,000,000) during the Term of January 1, 2022 to December 31, 2022."

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2. Except as expressly amended herein, all terms and conditions in Contract No. 35430 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.

ALL AMERICAN ASPHALT, a California corporation

January 24, 2022

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

January 24, 2022

By [Signature]  
Name Michael Farkas  
Title Secretary

"Contractor"

CITY OF LONG BEACH, a municipal corporation

1/31, 2022

By [Signature]  
City Manager

"City"

This Third Amendment to Contract No. 35430 is approved as to form on

January 27, 2022.

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

CHARLES PARKIN, City Attorney  
By [Signature]  
Deputy