

1 THIRD AMENDMENT TO CONTRACT NO. 32933

2 **32933**

3 THIS THIRD AMENDMENT TO CONTRACT NO. 32933 is made and  
4 entered, in duplicate, as of April 15, 2014 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 December 3, 2013, by and between BITECH CONSTRUCTION COMPANY, INC., a  
7 California corporation ("Contractor"), whose address is ~~5241 Lincoln Avenue, #A-6,~~  
8 ~~Cypress, California 90630;~~ and the CITY OF LONG BEACH, a municipal corporation  
9 ("City").  
*1371 WALNUT AVE.*  
*BUENA PARK 90620*

10 WHEREAS, pursuant to a "Notice Inviting Bids for Job Order Contract  
11 (JOC) in the City of Long Beach, California," dated February 2012, and published by City,  
12 bids were received, publicly opened and declared on the date specified in said Notice;  
13 and

14 WHEREAS, the parties entered into Contract No. 32933 for the work  
15 described in the bid documents; and

16 WHEREAS, the parties desire to increase the Contract amount by \$819,151  
17 for tenant and security improvements at the Interim Port Headquarters Building for a total  
18 not to exceed Contract amount of \$4,792,498;

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

21 1. Section 2.A. of Contract No. 32933 is hereby amended to read as  
22 follows:

23 "2. PRICE AND PAYMENT.


24 A. City shall pay to Contractor the amount(s) for each Work Order  
25 based on the adjustment factor in Contractor's Bid, attached hereto as Exhibit "A";  
26 provided, however, that City shall not pay more than Four Million Seven Hundred Ninety-  
27 Two Thousand Four Hundred Ninety-Eight Dollars (\$4,792,498) for the term of the  
28 Contract, of which \$1,792,498 is for use by the Port of Long Beach for tenant and

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

1 security improvements at its Interim Headquarters Building.”

2 2. Except as expressly amended in this Third Amendment, all terms  
3 and conditions in Contract No. 32933 are ratified and confirmed and shall remain in full  
4 force and effect.

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

7 BITECH CONSTRUCTION COMPANY,  
8 INC., a California corporation  
9 4/21/14, 2014 By  \_\_\_\_\_

President  
BENJAMIN KIM

10 \_\_\_\_\_  
11 4/21/14, 2014 By  \_\_\_\_\_

Type or Print Name

Secretary  
BENJAMIN KIM

Type or Print Name

14 “Contractor”

15 CITY OF LONG BEACH, a municipal  
16 corporation . Assistant City Manager

17 4.29 \_\_\_\_\_, ~~2013~~  
2014 By  \_\_\_\_\_

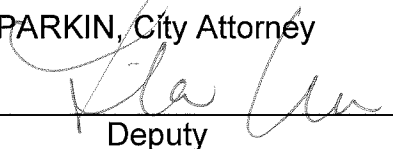
City Manager

18 “City”

EXECUTED PURSUANT  
TO SECTION 301 OF  
THE CITY CHARTER.

19 This Third Amendment to Contract No. 32933 is approved as to form on

20 4/22, 2014.

21  
22 CHARLES PARKIN, City Attorney  
23 By  \_\_\_\_\_  
24 Deputy