

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

1 FIRST AMENDMENT TO CONTRACT NO. 33500

2 **33500**

3 THIS FIRST AMENDMENT TO CONTRACT NO. 33500 is made and  
4 entered, in duplicate, as of June 2, 2015, 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 July 22, 2014, 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, the parties entered into Contract No. 33500 whereby  
10 Contractor agreed to provide the work described in Plans and Specifications No. G-321;  
11 and

12 WHEREAS, due to circumstances regarding permitting from Caltrans and  
13 the Ports railroad, the parties desire to extend the time of completion;

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

16 1. Section 4 of Contract No. 33500 is hereby amended to read as  
17 follows:

18 "4. TIME FOR CONTRACT. Contractor shall commence work on a date  
19 to be specified in a written "Notice to Proceed" from City for each Project or portion  
20 thereof. Each "Notice to Proceed" shall contain a Project Start Date. Contractor and City  
21 shall mutually agree to the Project Completion Date in writing within ten (10) days  
22 following the issuance of the "Notice to Proceed." All work identified in Specifications No.  
23 G-321 shall be completed prior to December 31, 2015, subject to strikes, lockouts and  
24 events beyond the control of Contractor. Time is of the essence hereunder. City will  
25 suffer damage if the work is not completed within the time stated, but those damages  
26 would be difficult or impractical to determine. So, Contractor shall pay to City, as  
27 liquidated damages, the amount stated in the Contract Documents."

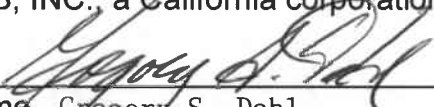
28 2. Except as expressly modified herein, all of the terms and conditions

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1 contained in Contract No. 33350 are ratified and confirmed and shall remain in full force  
2 and effect.

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

5  
6 June 9, 2015


ARB, INC., a California corporation  
By   
Name Gregory S. Dahl  
Title Senior Vice President

8 June 9, 2015

By   
Name John M. Perisich  
Title Executive Vice President


11 "Contractor"

12  
13 7/1, 2015

CITY OF LONG BEACH, a municipal corporation  
By   
City Manager

16 "City"

17 This First Amendment to Contract No. 33350 is approved as to form on  
18 June 22, 2015.

20 CHARLES PARKIN, City Attorney  
By   
Deputy