

AMENDMENT NO. FIVE TO CONTRACT NO. 34597

34597

RE: Renewal One of ITB FS17-019, Contract No. 34597 to Furnish and Deliver Petroleum fuels for the City of Long Beach (MUNIS Contract 3172200043)

This Amendment to Contract No. 34598 is made and entered as of December 13, 2022, by and between the CITY OF LONG BEACH, a municipal corporation, and Falcon Fuels, Inc.

Contract No. 34597 is amended by mutual agreement of the parties and as indicated below by a check or other mark preceding the appropriate amendment:

- 1. The term is extended to March 31, 2023
- 2. No additional funds being added.
- 3. Prices during this period shall remain firm.
- 4. The price for certain items shall be increased as shown on Exhibit "B", which is attached hereto and incorporated herein by this reference.
- 5. The price for certain items shall be decreased as shown on Exhibit "C", which is attached hereto and incorporated herein by this reference.
- 6. The discount offered to the City is increased by ____ %
- 7. The items or locations identified on Exhibit "B", which is attached hereto and incorporated herein by this reference, are hereby deleted from the Contract.
- 8. The locations identified on Exhibit "B", which is attached hereto and incorporated herein by this reference, are hereby added to the Contract.
- 9. Current permits, licenses, insurance and other required information are attached as Addendum No. 1.

Except as expressly amended above, all terms and conditions in this Contract are ratified and confirmed and remain in full force and effect. Executed with all formalities required by law as of the date first stated above.

Attach Notary if Out-of-State Contractor

CONTRACTOR:

Miranda B. Phair
(Signature)

Miranda B. Phair
(Print / Type Name)

President / Vice President / Secretary / Treasurer
(circle one)

Michele Blanchette
(Signature)

michele Blanchette
(Print / Type Name)

President / Vice President / Secretary / Treasurer
(circle one)

THE CITY OF LONG BEACH:

By: Linda J. Johnson
Thomas Modica, City Manager

**EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.**

Approved as to form:
CHARLES PARKIN, City Attorney

By: Charles Parkin
Deputy

Fuel Contracts total	Annual Council Authorized Amount	Merrimac Aggregate	Falcon Aggregate	Airspace Aggregate (out of business 12/2018)	Aggregate Executed Contract Amounts	Notes
Year 1 (6/1/2017 - 5/30/2018)	3,000,000	2,860,000	40,000	100,000	3,000,000	*Original CCL, 04/18/2017
Year 2 (6/1/2018 - 5/30/2019)	3,000,000	2,860,000	40,000	100,000	3,000,000	
Year 2 Transfer (6/1/2018 - 5/30/2019)		200,000		(200,000)		*Airspace Out of Business, contract authority added to Merrimac
Year 2 Amendment, (6/1/2018 - 5/30/2019)	1,150,000	739,000	411,000	N/A	1,150,000	* 1st amendment, 12/11/2018 CCL, +\$1,150,000
Year 3 (6/1/2019 - 5/30/2020)	4,150,000	3,960,000	190,000	N/A	4,150,000	
Year 4 (6/1/2020 - 5/31/2021)	4,150,000	4,000,000	150,000	N/A	4,150,000	
Year 5 (6/1/2021 - 10/31/2022)	4,150,000	4,000,000	150,000	N/A	4,150,000	*2nd amendment, 04/19/2022 CCL, +\$2,300,000, +5 months
4/19/2022 CCL (5/31/2022-10/31/2022)	2,300,000	2,250,000	50,000	N/A	2,300,000	*3rd amendment, 09/13/2022 CCL, +\$1,428,000, +3 months
9/13/22 CCL (10/31/2022 - 01/31/2023)	1,428,000	1,378,000	50,000	N/A	1,428,000	*4th amendment, 12/5/2022 CCL, +\$926,000, +2 months
12/5/22 CCL (02/01/2023 - 03/31/2023)*	926,000	926,000	0	N/A	926,000	*This amount should have been what was requested as the aggregate amount on the 9/13/22 CCL
SUBTOTAL prior to this action*	23,328,000			N/A		
New aggregate contract TOTAL	24,254,000	23,173,000	1,081,000	N/A	24,254,000	
Total Allocated						