

<sup>TWO TF</sup>  
**AMENDMENT NO. ONE TO CONTRACT NO. 33315**

**33315**

**RE: Renewal No. Two of Contract No. 33315 (PA-04013) for furnishing and delivering sports equipment to the City of Long Beach (BPPR14000006)**

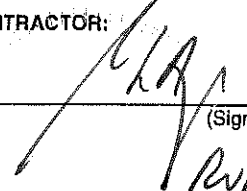
This Amendment to Contract No. 33315 is made and entered as of <sup>February 14, 2017</sup> ~~December 8, 2015~~ by and between the CITY OF LONG BEACH, a municipal corporation, and **BSN Sports, Inc.** (Contractor)

Contract No. 33315 is amended by mutual agreement of the parties and as indicated below by a check or other mark preceding the appropriate amendment:

- 1. Second renewal option extending term to January 5, 2018.
- 2. \$150,000 has been added for a new amount not to exceed \$600,000.
- 3. Prices during this period shall remain firm.
- 4. The price for certain items shall be increased as shown on Exhibit "A", which is attached hereto and incorporated herein by this reference.
- 5. The price for certain items shall be decreased as shown on Exhibit "A", 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 items 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 enclosed as Addendum No. 1.

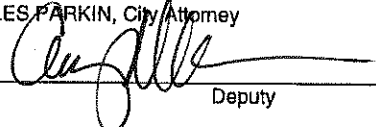
Except as expressly amended above, all terms and conditions in this Contract are ratified and confirmed and remain in full force and effect. Executed with all formalities required by law as of the date first stated above.

Attach Notary if Out-of-State Contractor

CONTRACTOR:  
  
\_\_\_\_\_  
(Signature)  
**RUBEN ACUSTIN**  
\_\_\_\_\_  
(Print / Type Name)  
**Asst. Secretary**  
\_\_\_\_\_  
President / Vice President / Secretary / Treasurer  
(circle one)

CONTRACTOR:  
\_\_\_\_\_  
(Signature)  
\_\_\_\_\_  
(Print / Type Name)  
\_\_\_\_\_  
President / Vice President / Secretary / Treasurer  
(circle one)


THE CITY OF LONG BEACH:  
By:   
\_\_\_\_\_  
City Manager  
**Assistant City Manager**

Approved as to form:  
CHARLES PARKIN, City Attorney  
By:   
\_\_\_\_\_  
Deputy

EXECUTED PURSUANT  
TO SECTION 301 OF  
THE CITY CHARTER.

CITY OF LONG BEACH (PA-04013, BPPR14000006)  
 FURNISHING AND DELIVERING SPORTS AND ATHLETIC EQUIPMENT  
 AMENDMENT NO. ONE TO CONTRACT NO. 33315  
 TWD TP  
 EXHIBIT "A"

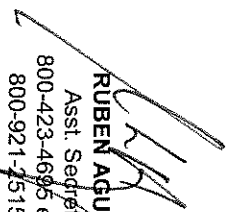
Item No.	Model No.	Unit of Mea.	Description	2015 Bid Price	2017 Bid Price	% Increase
1	MCB5SV05	Dozen	Baseball, Softtouch Incredibleball, 9"	\$ 36.30	\$ 39.93	10
2	MCB97PRO	Dozen	MacGregor 97 Professional League Baseball	\$ 49.38	\$ 54.32	10
14	MCSB16CH	Dozen	Macgregor Leather Cover, Kapok cnter. 16"	\$ 131.40	\$ 144.48	10

  
**RUBEN AGUSTIN**  
 Asst. Secretary  
 800-423-4695 ext 223  
 800-921-2515 Fax  
[ragustin@bsnsports.com](mailto:ragustin@bsnsports.com)  
 P.O. Box 78268  
 Corona, CA 92877-0142

**BSN SPORTS LLC**  
 A Varsity SPORT Brand

CITY OF LONG BEACH (PA-04013, BPPR14000006)  
 FURNISHING AND DELIVERING SPORTS AND ATHLETIC EQUIPMENT  
 AMENDMENT NO. ONE TO CONTRACT NO. 33315  
 TWD  
 EXHIBIT "B"

Item No.	Model No.	Unit of Mea.	Description	SUBSTITUTION	2017 Bid Price
13	1377377	Dozen	MaccGregor X52RP ASA Slow Pitch Softball	COMPARABLE ITEM	\$ 44.53
28	WLWTLTBO5171	Dozen	Louisville Slugger Omaha Tee Ball, 24" - 26"	COMPARABLE ITEM	\$ 217.44
30	1383945	Dozen	Rawlings Vented Batter's Helmet	COMPARABLE ITEM	\$ 252.24

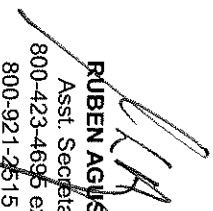
  
**RUBEN AGUSTIN**  
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 800-921-4515 Fax  
 ragustin@bnsports.com  
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 A Varsity SPORT Brand

CITY OF LONG BEACH (PA-04013, BPPR14000006)  
 FURNISHING AND DELIVERING SPORTS AND ATHLETIC EQUIPMENT  
 AMENDMENT NO. ONE TO CONTRACT NO. 33315  
 TWO

EXHIBIT "B"

Item No.	Model No.	Unit of Mea.	Description	2015 Bid Price	NO LONGER AVAILABLE
13	1280524	Dozen	MacGregor X44RE ASA Slow Pitch Softball	\$ 40.48	DISCONTINUED
28	1300703	Dozen	Macgregor Tee Ball Bat	\$ 168.36	DISCONTINUED
30	1195781	Dozen	Macgregor Vented Batter's Helmet	\$ 229.32	DISCONTINUED

  
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 Asst. Secretary  
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 800-921-2515 Fax  
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 P.O. Box 78268  
 Corona, CA 92877-0142

**BSN SPORTS LLC**  
 A Varsity SPORT Brand

**BSN SPORTS, LLC**  
**(a Delaware limited liability company)**

**UNANIMOUS WRITTEN CONSENT OF  
THE BOARD OF MANAGERS**

The undersigned, being the members of the Board of Managers ("Board") of BSN Sports, LLC, a Delaware limited liability company ("Company"), pursuant to and in accordance with Section 4(c) of that certain Limited Liability Company Agreement of the Company, dated as of November 26, 2014 ("LLC Agreement"), hereby consents to the following actions:

**Appointment of Officers**

**RESOLVED:** That the following named individuals be and they hereby are elected officers of the Company and replace any previously elected officers of this Company, each to hold the office set forth opposite his/her name until a successor is duly chosen and qualified or until such officer sooner dies, resigns, is removed or becomes disqualified:

Adam Blumenfeld – Chief Executive Officer  
Terrence M. Babilla – President, Chief Operating Officer, General Counsel & Secretary  
John E. Pitts – Chief Financial Officer  
Kurt Hagen – Executive Vice President – Sales & Marketing  
Tevis Martin – Executive Vice President  
Bob Dickman – Senior Vice President  
John Bals – Senior Vice President – Sales  
Phil Dickman – Vice President – Sales, Central US  
Steve Eybers – Vice President – Sales, Northern US  
Michael Caravati – Vice President – Sales, Southern US  
Ken Caravati – Vice President – Sale, Atlantic  
Dan Salkeld – Senior Vice President – Sales & Marketing, Illinois  
Dan Dickman – Vice President – Sales Support  
Steve Carloni – Vice President – Operations  
Harvey Rothenberg – Vice President – Sales

Ruben Agustin – Assistant Secretary  
Adam Rhein – Assistant Secretary  
Chris Bloomfield – Assistant Secretary  
Jessica Wilson – Vice President – Finance  
Mechell Gotelli – Vice President – Human Relations  
Paul Kruger – Vice President – eBiz/Internet  
Steve Blair – Vice President – Creative  
Kevin Chapman – Vice President – Purchasing  
Don Piombino – Vice President – International Sourcing  
Brandon Lillmars – Vice President – Finance  
Jason Stolly – Vice President – Field Sales  
Chadd Edlein – Vice President – Merchandising  
Rob Coffman – Vice President - Youth

**RESOLVED:** That effective May 13, 2015 the following named individual be and hereby is elected an officer of the Company, to hold the office set forth opposite his name until a successor is duly chosen and qualified or until such officer sooner dies, resigns, is removed or becomes disqualified:

Burton Brillhart – Chief Legal Officer and Chief of Staff

**Management Powers**

**RESOLVED:** That the officers of the Company be, and they hereby are, authorized to sign and execute in the name and on behalf of the Company all applications, contracts, leases, guaranties, and other deeds and documents or instruments in writing of whatsoever nature as may be required in the ordinary course of business of the Company and as may be necessary to secure for operation of the corporate affairs, governmental permits and licenses for, and incidental to, the lawful operation of the business of the Company, and to do such acts and things as such officers deem necessary or advisable to fulfill such legal requirements as are applicable to the Company and its business.

**General**

**RESOLVED:** To authorize, empower and direct the officers of the Company, and each of them acting singly (i) to execute, seal and deliver in the name of and on behalf of the Company any and all documents, agreements and instruments to effectuate any of the foregoing resolutions, all with such changes therein as any of such officers may deem necessary or desirable, and (ii) to take such action (including without limitation the filing of any and all applications and the payment of any and all filing fees and expenses), or to cause the Company or any other person to take such action as may in the judgment of the officer so acting be necessary or desirable in connection with, or in furtherance of, any of the foregoing resolutions, and the execution and delivery of any such document, agreement or instrument or the taking of any such action shall be conclusive evidence of such officer's authority hereunder to so act.

**RESOLVED:** To ratify, confirm and approve all actions taken by the officers of the Company in connection with any and all of the activities or transactions referred to in or contemplated by any of the foregoing resolutions.

**RESOLVED:** To direct that this Written Consent of the Board be filed with the records of meetings of the Board.

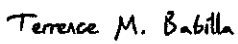
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Executed by the Board of the Company.

DocuSigned by:  
  
81E03ABEDBE346A  
Jeffrey G. Webb

DocuSigned by:  
  
F9D0A4862FDF45D  
Joe K. Slaughter

DocuSigned by:  
  
B8D46E2ACFB747A  
Adam Blumentfeld

DocuSigned by:  
  
8428E1841A554EA  
Terrence M. Babilla

DocuSigned by:  
  
3D84FDAA1D3D4F8  
John M. Nichols

[BSN Sports, LLC – Board of Managers Consent]