

31393

AMENDMENT NO. ONE TO CONTRACT NO. 31393

RE: **Renewal No. One of PA-02109, Contract No. 31393 for Providing Elevator Maintenance, Repair, Inspection & Emergency Response Service to the City of Long Beach (BPLB1000015)**

This Amendment to Contract No. **31393** is made and entered as of October 26, 2010, by and between the CITY OF LONG BEACH, a municipal corporation, and **Schindler Elevator Corporation formally Reliable Elevator** (Contractor)

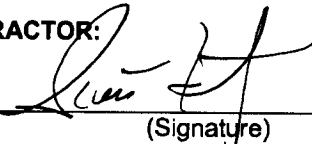
Contract No. **31393** is amended by mutual agreement of the parties and as indicated below by a check or other mark preceding the appropriate amendment:

- 1. The term is extended to December 1, 2011
- 2. \$68,000 has been added to the 1st renewal term for a total amount of \$136,000.
- 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 "B", 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. Change of company ownership per attachment Exhibit "C" see attached

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)

Scott Fitzsimons
District Manager

(Print / Type Name)

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

CONTRACTOR:




(Signature)

Lance Howard
Region Vice President

(Print / Type Name)

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

THE CITY OF LONG BEACH:

By:  Assistant City Manager

City Manager

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.

Approved as to form:
ROBERT E. SHANNON, City Attorney

By:  Deputy

Exhibit "C"



Schindler

Schindler Elevator Corporation

October 21, 2010

City of Long Beach – Purchasing Department
333 W. Ocean, 7th Floor
Long Beach, CA 90802
Attn.: Lenore Blueford

RE: Maintenance of Elevators at the City of Long Beach

Dear Ms. Blueford,

Reference is made to the **Maintenance of Elevators at the City of Long Beach** (the "Maintenance Contract"), by and between Reliable Elevator of Los Angeles Inc. ("Reliable") and The City of Long Beach (the "Customer").

As we have discussed, Reliable has entered into, or intends to enter into, an Asset Purchase Agreement (the "Purchase Agreement"), by and between Reliable and Schindler Elevator Corporation ("Schindler"), pursuant to which Schindler will acquire certain assets related to the business of Reliable (the "Acquisition").

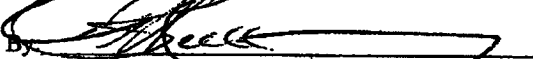
As we have further discussed, the Customer consents to the transfer and assignment of the Maintenance Contract to Schindler pursuant to the Acquisition, and the Customer and Reliable agree that upon the consummation of the Acquisition, Schindler shall succeed to all of Reliable's rights and obligations arising after the closing of the Acquisition under the Maintenance Contract, without any modification thereto.

Please indicate the Customer's agreement to the foregoing by signing in the space provided below, and returning a signed copy of this letter to me by facsimile and regular mail at the above address.

Please call me if you have any questions.

Very truly yours,

SCHINDLER ELEVATOR CORPORATION.



Name: Brian Mulhern
Title: Sales Representative

Acknowledged and Agreed:
The City of Long Beach

By: _____
Name:
Title:

Date: _____





CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT

333 W. OCEAN BLVD., 7th FLOOR LONG BEACH, CA 90802 TEL: (562) 570-6362 FAX: (562) 570-5099

BUSINESS RELATIONS BUREAU
PURCHASING DIVISION

February 17, 2011

ADDENDUM NO. 1

TO: Larry Herrera, City Clerk

ATTN: Allison Bunma, City Clerk Analyst

RE: **CONTRACT NO. 31393 (BID NO. PA-02109) – Providing Elevator Maintenance, Repair, Inspection & Emergency Response Service**

Please note the following changes:

- Company name: Reliable Elevator is now Schindler Elevator Corporation
- BPLB10000015 is now BPLB10000070

Please find a copy of the Exhibit C for this change.

For any questions, please call Erik Sund, Business Relations Manager, at (562) 570-6663.

BY ORDER OF:

A handwritten signature in black ink, appearing to read "Erik Sund", written over a horizontal line.

Erik Sund
Business Relations Manager

ES/act