

1 FIRST AMENDMENT TO AGREEMENT NO. 36248

2 **36248**

3 THIS FIRST AMENDMENT TO AGREEMENT NO. 36248 is made and
4 entered, as of June 29, 2022, for reference purposes only, pursuant to a minute order
5 adopted by the City Council of the City of Long Beach at its meeting on June 21, 2022, by
6 and between SO. CAL. SEWER CONSTRUCTION, INC., doing business as SOCAL
7 SEWER & WATER, a California corporation ("Contractor"), with a place of business at 3289
8 Industry Drive, Signal Hill, California, 90755, and the CITY OF LONG BEACH, a municipal
9 corporation ("City").

10 WHEREAS, City and Contractor (the "Parties") entered into Agreement No.
11 36248 (the "Agreement") whereby Contractor agreed to provide on-call plumbing
12 maintenance and repair services, and emergency plumbing services in the amount of Five
13 Hundred Nine Thousand Dollars (\$509,000) for a period of two (2) years with the option to
14 extend for three (3) additional one-year periods, at the discretion of the City Manager; and

15 WHEREAS, the Parties desire to increase the annual amount by One
16 Hundred Sixteen Thousand Dollars (\$116,000) for a total not to exceed annual amount of
17 Six Hundred Twenty-Five Thousand Dollars (\$625,000);

18 NOW, THEREFORE, in consideration of the mutual terms, covenants, and
19 conditions herein contained, the Parties agree as follows:

20 1. Section 1.A. of the Agreement is hereby amended to read as follows:

21 "A. Contractor shall furnish specialized services more particularly
22 described in Exhibit "A-2", attached to the Agreement and incorporated by this reference,
23 in accordance with the standards of the profession, and City shall pay for these services in
24 the manner described below, in a total annual amount not to exceed Six Hundred Twenty-
25 Five Thousand Dollars (\$625,000), at the rates or charges shown in Exhibit "B".

26 2. Except as expressly amended herein, all terms and conditions in
27 Agreement No. 36248 are ratified and confirmed and shall remain in full force and effect.

28 ///

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4664

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

SO CAL SEWER CONSTRUCTION, INC.,
dba SOCAL SEWER & WATER

07/15, 2022

By William Worthey III
Name William Worthey III
Title President

07/15, 2022

By Philip D. Graham
Name Philip D. Graham
Title President

"Contractor"

CITY OF LONG BEACH, a municipal
corporation

August 2, 2022

By Linda J. Johnson
City Manager

"City"

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.

This First Amendment to Agreement No. 36248 is approved as to form on

July 19th, 2022.

CHARLES PARKIN, City Attorney

By Atty
Deputy



ARGO SURETY

Member Argo Group

RIDER

To be attached to and part of Bond No.: CMGP00005531

Principal: So Cal Sewer Construction, Inc.
6444 E. Spring Street, #278
Long Beach, CA 90815

Contract/
Bond Amount: \$509,000.00 - Five Hundred Nine Thousand and 00/100

In Favor of: City of Long Beach
411 W. Ocean Blvd.
Long Beach, CA 90802

Project Name/
Description: RFP LB21-071 As-Needed Plumbing Services

Amendment: The Contract Amount is hereby amended:

From: \$509,000.00 (Five Hundred Nine Thousand and 00/100)
To: \$625,000.00 (Six Hundred Twenty-Five Thousand and 00/100)
Per the First Amendment to Agreement No. 36248 dated 06/29/2022.

The term of this bond is hereby amended to:

The term of this bond is for One (1) year only, beginning October 18, 2021 through October 17, 2022. Optional Renewal Years will be Approved by the Surety Company and Extended at their sole discretion.

All other terms and conditions remain the same.

Signed and sealed: July 11, 2022

By: 

Gabriella Grady, Attorney-in-fact

Argonaut Insurance Company
PO Box 469011
San Antonio, TX 78246

Mailing Address:

c/o CMGIA - 20335 Ventura Blvd., Ste. 426, Woodland Hills, CA 91364

Argonaut Insurance Company
Deliveries Only: 225 W. Washington, 24th Floor
Chicago, IL 60606

United States Postal Service: P.O. Box 469011, San Antonio, TX 78246

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the Argonaut Insurance Company, a Corporation duly organized and existing under the laws of the State of Illinois and having its principal office in the County of Cook, Illinois does hereby nominate, constitute and appoint:

Gabriella Grady, Shilo Lee Losino, Stephanie Hope Shear, Elizabeth Santos, Stacey Garcia, Matthew Dionisio, Christopher Coronei

Their true and lawful agent(s) and attorney(s)-in-fact, each in their separate capacity if more than one is named above, to make, execute, seal and deliver for and on its behalf as surety, and as its act and deed any and all bonds, contracts, agreements of indemnity and other undertakings in suretyship provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed the sum of:

\$15,000,000.00

This Power of Attorney is granted and is signed and sealed under and by the authority of the following Resolution adopted by the Board of Directors of Argonaut Insurance Company:

"RESOLVED, That the President, Senior Vice President, Vice President, Assistant Vice President, Secretary, Treasurer and each of them hereby is authorized to execute powers of attorney, and such authority can be executed by use of facsimile signature, which may be attested or acknowledged by any officer or attorney, of the Company, qualifying the attorney or attorneys named in the given power of attorney, to execute in behalf of, and acknowledge as the act and deed of the Argonaut Insurance Company, all bond undertakings and contracts of suretyship, and to affix the corporate seal thereto."

IN WITNESS WHEREOF, Argonaut Insurance Company has caused its official seal to be hereunto affixed and these presents to be signed by its duly authorized officer on the 19th day of November, 2021.

Argonaut Insurance Company



by:

Gary E. Grose

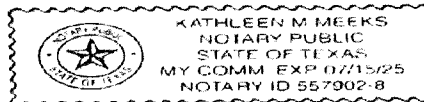
Gary E. Grose, President

STATE OF TEXAS

COUNTY OF HARRIS SS:

On this 19th day of November, 2021 A.D., before me, a Notary Public of the State of Texas, in and for the County of Harris, duly commissioned and qualified, came THE ABOVE OFFICER OF THE COMPANY, to me personally known to be the individual and officer described in, and who executed the preceding instrument, and he acknowledged the execution of same, and being by me duly sworn, deposed and said that he is the officer of the said Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said corporation, and that Resolution adopted by the Board of Directors of said Company, referred to in the preceding instrument is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed my Official Seal at the County of Harris, the day and year first above written.



Kathleen M. Meeks

(Notary Public)

I, the undersigned Officer of the Argonaut Insurance Company, Illinois Corporation, do hereby certify that the original POWER OF ATTORNEY of which the foregoing is a full, true and correct copy is still in full force and effect and has not been revoked.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the Seal of said Company, on the 11th day of July, 2022.



Austin W. King

Austin W. King, Secretary

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

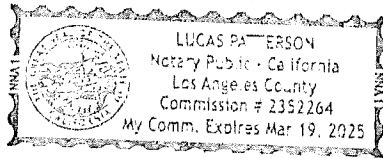
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of Los Angeles)
On JUL 11 2022 before me, Lucas Patterson, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Gabriella Grady
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature [Signature]
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____ Document Date: _____
Number of Pages: _____ Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____	Signer's Name: _____
<input type="checkbox"/> Corporate Officer — Title(s): _____	<input type="checkbox"/> Corporate Officer — Title(s): _____
<input type="checkbox"/> Partner — <input type="checkbox"/> Limited <input type="checkbox"/> General	<input type="checkbox"/> Partner — <input type="checkbox"/> Limited <input type="checkbox"/> General
<input type="checkbox"/> Individual <input type="checkbox"/> Attorney in Fact	<input type="checkbox"/> Individual <input type="checkbox"/> Attorney in Fact
<input type="checkbox"/> Trustee <input type="checkbox"/> Guardian or Conservator	<input type="checkbox"/> Trustee <input type="checkbox"/> Guardian or Conservator
<input type="checkbox"/> Other: _____	<input type="checkbox"/> Other: _____
Signer Is Representing: _____	Signer Is Representing: _____