

FIRST AMENDMENT TO CONTRACT NO. 34600

34600

THIS FIRST AMENDMENT TO CONTRACT NO. 34600 is made and entered, in duplicate, as of May 20, 2019, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting held on March ²¹~~27~~, 2017, by and between MCNEILUS FINANCIAL, INC., DBA MCNEILUS TRUCK AND MANUFACTURING COMPANY, a Texas corporation ("Contractor"), with a place of business at 524 E. Highway St., Dodge Center, MN, 55927, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, the City entered Contract No. 34600 with Contractor to provide replacement parts for the repair and maintenance of the City's McNeilus refuse collection trucks; and

WHEREAS, the parties wish to exercise their first option to extend the term of the Contract for one (1) additional year; and

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

1. Section 3 of Contract No. 34600 is hereby amended to read as follows:

"3. The term of this Contract shall be deemed to have commenced on May 1, 2017, and shall terminate at midnight on April 30, 2020, unless sooner terminated as provided in this Contract. The City shall have the option to extend the term of this Contract upon the same terms and conditions for one (1) additional one (1) year period upon advance written notice to Contractor."

Except as expressly modified herein, all of the terms and conditions contained in Contract No. 34600 are ratified and confirmed and shall remain in full force and effect.

///

///

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

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

3
4 MCNEILUS FINANCIAL, INC., DBA
5 MCNEILUS TRUCK AND
6 MANUFACTURING COMPANY, a Texas
7 corporation

8 May 24, 2019

9 By [Signature]
10 Name James S. McBurnolds
11 Title VP + General Manager - CSS

12 May 24, 2019

13 By [Signature]
14 Name Kurt A. Fous
15 Title Controller - CSS

16 "Consultant"

17 Tom Modica CITY OF LONG BEACH, a municipal
18 Assistant City Manager corporation

19 June 10 2019
20 EXECUTED PURSUANT
21 TO SECTION 301 OF
22 THE CITY CHARTER

23 By [Signature]
24 City Manager

25 "City"

26 This First Amendment to Contract No. 34600 is approved as to form on

27 June 5, 2019.

28 CHARLES PARKIN, City Attorney

By [Signature]
Deputy