

35660

TERMINATION AGREEMENT

THIS TERMINATION AGREEMENT (this “Termination”), dated as of September 14 2022, is made by and between FWD Seagrave Holdings, LP, a Delaware limited partnership, being the sole member of Seagrave Fire Apparatus, LLC, a Delaware limited liability company duly organized by law and having an address of 105 E. 12th Street, Clintonville, WI 54929-1518, hereafter called (“Contractor”), and the City of Long Beach, a municipal corporation duly established by law and located in Los Angeles County, California, acting by and through its City Council, hereinafter called (“City”) and, together with Contractor, the (“Parties”).

This Termination applies to each order, contract, agreement, instrument, term or undertaking (collectively, the “Order”) relating to Custom Fire Apparatus Model D8-5-CT and numbered SO 78L29-78L38 (the “Apparatus”), including, without limitation the Agreement between Contractor and the City dated September 24, 2020. The manufacture and delivery of the Apparatus under the Order as in effect prior to this Termination has become commercially impracticable. The Parties desire to enter into this mutual agreement to terminate the Order.

NOW, THEREFORE, for and in consideration of the premises, the covenants contained in this Termination, and other good and valuable consideration, the receipt, sufficiency and adequacy of which are acknowledged by the Parties, the Parties hereby agree that the Order is hereby terminated with the Parties being released from any obligations thereunder.

[SIGNATURE PAGES FOLLOW]

IN WITNESS WHEREOF, the Parties have executed this Termination as of the date first above written.

FWD SEAGRAVE HOLDINGS, LP, a Delaware limited partnership

September 14, 2022

By: [Signature]
Name: Ulisses D. Parmeziani
Title: President and CEO

September 14, 2022

By: [Signature]
Name: Therese Sell
Title: EVP of Administration & Finance

CITY OF LONG BEACH, a municipal corporation

October 4, 2022

By: [Signature]
Name: LINDA F. TATUM

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

Title: ASST CITY MANAGER

By: _____

Name: _____

Title: _____

This Agreement is approved as to form on September 28, 2022.

By: [Signature]
Deputy