

AMENDMENT NO. TWO TO CONTRACT NO. 33403

33403

RE: **Revision of Contract No. 33403 (LB-14-009) for providing paint and paint supplies to the City of Long Beach (BPLB14000018)**

This Amendment to Contract No. 33403 is made and entered as of January 20, 2017, by and between the CITY OF LONG BEACH, a municipal corporation, and **Vista Paint Corporation**.


Contract No. 33403 is amended by mutual agreement of the parties and as indicated below by a check or other mark preceding the appropriate amendment:

- 1. No change to current term ending 06/01/17.
- 2. Adding \$70,000 for a new amount not to exceed \$430,000.
- 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 or locations 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 attached 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)
 Joseph Wittenberg, Vista Paint

 (Print / Type Name)
 V.P. Sales, Mktng / Stores

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

CONTRACTOR:


certified resolution attached

 (Signature)

 (Print / Type Name)

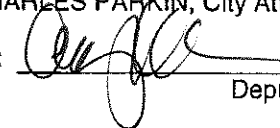
 President / Vice President / Secretary / Treasurer
 (circle one)

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.

Vista Paint Corporation
2020 E. Orangethorpe Avenue, Suite 210
Fullerton, CA
(714) 680-3800
(714) 680-3340 Fax

Certified Resolution

I, Eddie R. Fischer, CEO and Secretary of the Vista Paint Corporation ("Vista"), do hereby certify that the following is a true and correct copy of a resolution duly adopted at the special meeting of the Board of Directors of Vista duly held and convened on January 13, 2010 at which meeting a duly constituted quorum of the Board of Directors was present and acting throughout and that such resolution has not been modified, rescinded, or revoked and is at present in full force and effect:

RESOLVED, that Eddie R. Fischer, CEO and Secretary of Vista, as the sole signatory, is empowered to execute and deliver in the name and on behalf of Vista any bid and/or contract for Vista to work as a contractor or supplier for any project, and any amendments or revisions related to any said bid or contract.

RESOLVED, that Joseph Wittenberg, Vice President of Sales/Stores/Marketing for Vista, as the sole signatory, is empowered to execute and deliver in the name and on behalf of Vista any bid and/or contract for Vista to work as a contractor or supplier for any project, and any amendments or revisions related to any said bid or contract.

IN WITNESS THEREOF, the undersigned has affixed his signature and the corporate seal of Vista this 13th day of January 2010.

Signature: Eddie R. Fischer CEO

Printed name: Eddie R. Fischer

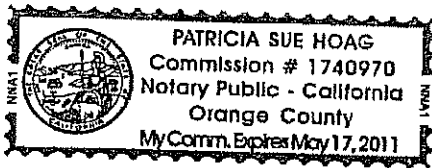
CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Orange

On Jan. 13, 2010 before me, Patricia Sue Hoag, Notary Public

personally appeared Eddie R. Fischer



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 Patricia Sue Hoag
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Certified Resolution

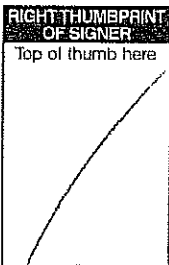
Document Date: Jan. 13, 2010 Number of Pages: 1

Signer(s) Other Than Named Above: N/A

Capacity(ies) Claimed by Signer(s)

Signer's Name: Eddie R. Fischer

- Individual
- Corporate Officer — Title(s): CEO
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____

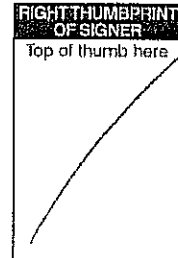


Signer Is Representing: _____

Vista Paint Corp.

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____