

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

FIRST AMENDMENT TO DESIGN-BUILD CONTRACT NO. 35227

35227

THIS FIRST AMENDMENT TO DESIGN-BUILD CONTRACT NO. 35227 is made and entered, in duplicate, as of November 17, 2020 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on January 22, 2019, by and between W.M. KLORMAN CONSTRUCTION CORPORATION, a California corporation ("Design-Builder"), with a place of business at 23047 Ventura Blvd., Woodland Hills, California 91364, and the CITY OF LONG BEACH ("Owner" or "City"), a municipal corporation.

WHEREAS, City and Design-Builder (the "Parties") entered into Design-Build Contract No. 35227 (the "Contract") whereby Design-Builder agreed to provide services for a public safety parking structure; and

WHEREAS, the Parties desire to extend the term one (1) additional one-year period;

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

1. Section 5.2.1 of the Contract is hereby amended to read as follows:

"5.2.1. The term of this Contract shall commence at midnight on February 1, 2019, and shall terminate at 11:59 p.m. on January 31, 2022 ("Scheduled Completion Date"), unless sooner terminated as provided in this Contract, or unless the services or the Project is completed sooner. The Parties have the option to extend the term for one (1) additional one-year period."

2. Except as expressly modified herein, all of the terms and conditions contained in Design-Build Contract No. 35227 are ratified and confirmed and shall remain in full force and effect.

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1 IN WITNESS WHEREOF, the Parties have signed this document with all the
2 formalities required by law as of the date first stated above.

3 W.M. KLORMAN CONSTRUCTION
4 CORPORATION, a California corporation

5 January 21, 2020

By [Signature]
6 Name William M. Klorman
7 Title President, CEO

8 January 21, 2020

By [Signature]
9 Name Ida Chen
10 Title Vice President Finance & Administration

11 "Design-Builder"

12 CITY OF LONG BEACH, a municipal
13 corporation

14 February 4, 2021
15 2020

By [Signature]
16 City Manager

17 "City"

18 EXECUTED PURSUANT
19 TO SECTION 301 OF
20 THE CITY CHARTER

21 This First Amendment to Design-Build Contract No. 35227 is approved as to
22 form on February 3, 2020²¹

23 CHARLES PARKIN, City Attorney

24 By [Signature]
25 Deputy