

FOURTH AMENDMENT TO AGREEMENT NO. 34491

34491

THIS FOURTH AMENDMENT TO AGREEMENT NO. 34491 is made and entered, in duplicate, as of September 9, 2019, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on February 16, 2016, by and between ABM AVIATION, INC. formerly known as ABM PARKING SERVICES, INC., a Georgia corporation, with a place of business at 1150 South Olive Street, Los Angeles, California 90015 ("Operator"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Operator (the "Parties") entered into Agreement No. 34491 (the "Agreement") whereby Operator agreed to perform services in connection with airport parking operations and management at the Long Beach Airport; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add \$263,531 to the first year of the Agreement; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to reflect the name change and add \$269,354 to the second year of the Agreement; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to add \$1,400,640 to the third year of the Agreement; and

WHEREAS, the Parties desire to add \$1,446,862 to the Fourth year of the Agreement and 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. The Agreement amount shall be increased by One Million Four Hundred Forty-Six Thousand Eight Hundred Sixty-Two Dollars (\$1,446,862) for a total not to exceed Agreement amount of Five Million Five Hundred Twelve Thousand Twenty-Four Dollars (\$5,512,024).

2. Section 2 of the Agreement is hereby amended to read as follows:

"2. TERM. The term of this Agreement shall commence at midnight on December 1, 2016, and shall terminate at 11:59 p.m. on November 30, 2020, unless

1 sooner terminated as provided in this Agreement. This Agreement may be renewed for
2 one (1) additional one-year period, at the discretion of City's Airport Director ("Airport
3 Director"), upon at least thirty (30) days advance written notice to Operator."

4 3. Except as expressly amended in this Amendment, all terms and
5 conditions in Agreement No. 33491 are ratified and confirmed and shall remain in full force
6 and effect.

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

9 ABM AVIATION, INC. formerly known as
10 ABM PARKING SERVICES, INC., a
Georgia corporation

11 By 09/30, 2019
12 Name D. Scott Hutchison
13 Title SENIOR VICE PRESIDENT

14 By 09/30, 2019
15 Name Jeffrey Cushman
16 Title Regional Director

17 "Operator"

18 CITY OF LONG BEACH, a municipal
corporation

19 By Nov. 27, 2019
20 Name Rebecca J. Garner
21 Title City Manager
22 **EXECUTED PURSUANT**
23 **TO SECTION 301 OF**
24 **THE CITY CHARTER**
25 "City"

26 This Fourth Amendment to Agreement No. 33491 is approved as to form on

27 Nov. 18, 2019.

28 CHARLES PARKIN, City Attorney

By [Signature]
Deputy