

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4511

SECOND AMENDMENT TO CONTRACT NO. 35110

35110

THIS SECOND AMENDMENT TO CONTRACT NO. 35110 is made and entered, in duplicate, as of August 12, 2020 for reference purposes only, pursuant to Resolution No. RES-18-0161, adopted by the City Council of the City of Long Beach at its meeting on October 23, 2018, by and between HAAKER EQUIPMENT COMPANY, a California corporation ("Contractor"), with a place of business at 2070 N. White Avenue, La Verne, CA 91750, and the CITY OF LONG BEACH ("City"), a municipal corporation.

WHEREAS, the City desired to purchase Elgin Pelican street sweeper parts ("Sweeper Parts"); and

WHEREAS, City and Contractor (the "Parties") entered into Contract No. 35110 (the "Contract") whereby Contractor agreed to furnish the Sweeper Parts; and

WHEREAS, the Parties entered into a First Amendment to the Contract to add maintenance services to the scope of the contract, and pursuant to Resolution No. RES-19-0059, adopted by the City Council of the City of Long Beach at its meeting on April 23, 2019, increase the annual contract amount by \$125,000, with a 10 percent contingency in the amount of \$12,500, for a total annual contract amount not to exceed \$577,500, for the initial contract period and all subsequent years of the contract;

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

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

1. Section 3 of the Contract is hereby amended to read as follows:
 - "3. The term of this Contract shall commence on November 1, 2018, and shall terminate at midnight on October 31, 2021, with the option to renew for two (2) additional one (1) year periods, unless sooner terminated as provided herein. The City may terminate this Contract by giving thirty (30) days prior notice of termination to Contractor."

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4511

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

2. Except as expressly modified herein, all of the terms and conditions contained in Contract No. 35110 are ratified and confirmed and shall remain in full force and effect.

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

HAAKER EQUIPMENT COMPANY, a California corporation

8/19/20, 2020

By [Signature]
Name Matthew Woods
Title V.P. Sales

8/19/20, 2020

By [Signature]
Name John W. "Johnie" Hayker
Title V.P. of operations / secretary

"Contractor"

CITY OF LONG BEACH, a municipal corporation

August 28, 2020

By [Signature]
City Manager

"City"

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

This Second Amendment to Contract No. 35110 is approved as to form on August 27, 2020.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy
for Taylor Anderson