

AMENDMENT NO. FOUR TO CONTRACT NO. 34032

34032

RE: Revision of Contract No. 34032 (ITB PW15-136) for providing as-needed elevator maintenance and repair services to the City of Long Beach (Munis Contract No. 32000528, formerly BPLB15000028)

This Amendment to Contract No. 34032 is made and entered as of July 17, 2020, by and between the CITY OF LONG BEACH, a municipal corporation, and **Specialized Elevator Service, formerly Ascent Elevator Services, Inc.**

Contract No. 34032 is amended by mutual agreement of the parties and as indicated below by a check or other mark preceding the appropriate amendment:

- 1. Extending the term to December 31, 2020.
- 2. Adding \$155,000 for a new not to exceed amount \$995,000.
- 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 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)

Jeff Feltz CFO/Secretary

(Print / Type Name)

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

CONTRACTOR:

(Signature)

(Print / Type Name)

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

THE CITY OF LONG BEACH:

By: Linda J. Johnson

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER

Approved as to form:
CHARLES PARKIN, City Attorney

By: Greg J. Anderson
Deputy

8/4/20

Increase PENALTY RIDER

BOND AMOUNT \$90,000.00

BOND NO. 800053360

PREMIUM \$375.00

To be attached and form a part of Bond No. 800053360 dated the 1st day of February, 2020, executed by Atlantic Specialty Insurance Company as surety, on behalf of Specialized Elevator Services, LLC as current principal of record, and in favor of City of Long Beach, as Obligee, and in the amount of Ninety Thousand Dollars and 00/100 (\$90,000.00).

In consideration of the agreed premium charged for this bond, it is understood and agreed that Atlantic Specialty Insurance Company hereby consents that effective from the 14th day of July, 2020, said bond shall be amended as follows:

THE BOND PENALTY SHALL BE Increased:

FROM: Ninety Thousand Dollars and 00/100 (\$90,000.00)

TO: One Hundred Fifty Five Thousand Dollars and 00/100 (\$155,000.00)

The Increase of said bond penalty shall be effective as of the 14th day of July, 2020, and does hereby agree that the continuity of protection under said bond subject to changes in penalty shall not be impaired hereby, provided that the aggregate liability of the above mentioned bond shall not exceed the amount of liability assumed by it at the time the act and/or acts of default were committed and in no event shall such liability be cumulative.

Signed, sealed and dated this 24th day of July, 2020.

Specialized Elevator Services, LLC
PRINCIPAL

BY: _____



Atlantic Specialty Insurance Company
SURETY

BY: _____

Lauren Blair
Lauren Blair, ATTORNEY-IN-FACT

THE ABOVE BOND IS HEREBY AGREED TO AND ACCEPTED BY:

City of Long Beach
OBLIGEE

BY: _____

TITLE

Power of Attorney

KNOW ALL MEN BY THESE PRESENTS, that ATLANTIC SPECIALTY INSURANCE COMPANY, a New York corporation with its principal office in Plymouth, Minnesota, does hereby constitute and appoint: **Mark R. Duggan, Margaret M Spalding, James R Dickson, Kevin McDaniel, Kristin L Dixon, Lauren Blair**, each individually if there be more than one named, its true and lawful Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf as surety, any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof; provided that no bond or undertaking executed under this authority shall exceed in amount the sum of: **sixty million dollars (\$60,000,000)** and the execution of such bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof in pursuance of these presents, shall be as binding upon said Company as if they had been fully signed by an authorized officer of the Company and sealed with the Company seal. This Power of Attorney is made and executed by authority of the following resolutions adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the President, any Senior Vice President or Vice-President (each an "Authorized Officer") may execute for and in behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and affix the seal of the Company thereto; and that the Authorized Officer may appoint and authorize an Attorney-in-Fact to execute on behalf of the Company any and all such instruments and to affix the Company seal thereto; and that the Authorized Officer may at any time remove any such Attorney-in-Fact and revoke all power and authority given to any such Attorney-in-Fact.

Resolved: That the Attorney-in-Fact may be given full power and authority to execute for and in the name and on behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and any such instrument executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed and sealed by an Authorized Officer and, further, the Attorney-in-Fact is hereby authorized to verify any affidavit required to be attached to bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof.

This power of attorney is signed and sealed by facsimile under the authority of the following Resolution adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the signature of an Authorized Officer, the signature of the Secretary or the Assistant Secretary, and the Company seal may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing an Attorney-in-Fact for purposes only of executing and sealing any bond, undertaking, recognizance or other written obligation in the nature thereof, and any such signature and seal where so used, being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

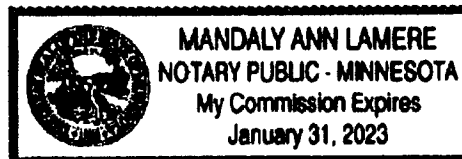
IN WITNESS WHEREOF, ATLANTIC SPECIALTY INSURANCE COMPANY has caused these presents to be signed by an Authorized Officer and the seal of the Company to be affixed this twenty-ninth day of April, 2019.

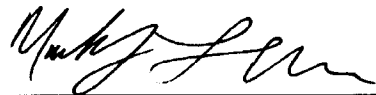
STATE OF MINNESOTA
HENNEPIN COUNTY



By 
Paul J. Brehm, Senior Vice President

On this twenty-ninth day of April, 2019, before me personally came Paul J. Brehm, Senior Vice President of ATLANTIC SPECIALTY INSURANCE COMPANY, to me personally known to be the individual and officer described in and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn, that he is the said officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the seal of said Company and that the said seal and the signature as such officer was duly affixed and subscribed to the said instrument by the authority and at the direction of the Company.





Notary Public

I, the undersigned, Secretary of ATLANTIC SPECIALTY INSURANCE COMPANY, a New York Corporation, do hereby certify that the foregoing power of attorney is in full force and has not been revoked, and the resolutions set forth above are now in force.

Signed and sealed. Dated 24th day of July, 2020.




Christopher V. Jerry, Secretary

This Power of Attorney expires
January 31, 2023