

32461

AMENDMENT NO. ONE TO CONTRACT NO. 32461

RE: Extension of Contract No. 32461 (PA-00812) for Furnishing and Delivering ball valves to the City of Long Beach (BPGO1200006)

This Amendment to Contract No. 32461 is made and entered as of November 13, 2012 by and between the CITY OF LONG BEACH, a municipal corporation, and **Ferguson Enterprises, Inc. (Contractor)**.


Contract No. 32461 is amended by mutual agreement of the parties and as indicated below by a check or other mark preceding the appropriate amendment:

- 1. Extending term to 2/1/14
- 2. \$250,000 has been added.
- 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 enclosed 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)

Randy Cross

(Print / Type Name)

GM SoCal with Corporate resolution attached

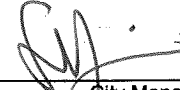
President / Vice President / Secretary / Treasurer
(circle one)

(Signature)

(Print / Type Name)

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


THE CITY OF LONG BEACH:

By:  Assistant City Manager

City Manager

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.

Approved as to form:

ROBERT E. SHANNON, City Attorney
By: 


Deputy

**SECRETARIAL CERTIFICATE
OF
AUTHORIZATION**

The undersigned Assistant Secretary of Ferguson Enterprises, Inc., a Virginia corporation (the "Corporation"), hereby certifies that: i) certain of the Corporation's facilities in the State of California are doing business as Ferguson Enterprises, Inc., and ii) Randy Cross is the General Manager of the Pomona, California area and iii) that the resolutions adopted by the Corporation's Board of Directors effective July 31, 2011, duly authorize certain of the Corporation's officers, including the Assistant Secretary, to designate, and I hereby do so designate Randy Cross as an authorized representative of the Corporation to act for and on behalf of the Corporation to prepare and submit bids and proposals, to enter into contracts, agreements or other documents, and to execute such documents and undertake all such acts as may be deemed in the best interest of the Corporation, including the execution of bonds and in doing so, to contractually bind the Corporation. Unless withdrawn sooner, this certification of authorization shall be effective until July 31, 2013.

Dated: May 3, 2012

FERGUSON ENTERPRISES, INC.

By: 
David N. Meeker, Assistant Secretary



Commonwealth of Virginia)

City of Newport News)

Sworn to subscribed and acknowledged before me this 3rd day of May, 2012, by David N. Meeker, personally known to me, in his capacity as Assistant Secretary of Ferguson Enterprises, Inc., a Virginia corporation, on behalf of such corporation.


Notary - Kathryn M. Hoover

My commission expires: 04/30/2013

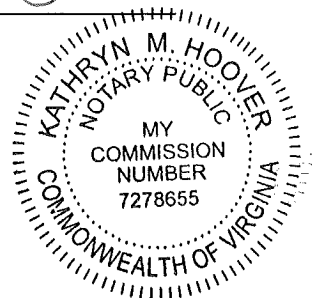


Exhibit A

BID SECTION

WE ARE PLEASED TO SUBMIT THIS BID IN ACCORDANCE WITH THE CITY OF LONG BEACH INVITATION TO BID, SPECIFICATIONS AND TERMS AND CONDITIONS TO FURNISH AND DELIVER THE FOLLOWING EQUIPMENT, MATERIAL, SUPPLIES OR SERVICES **FOB DESTINATION** CITY OF LONG BEACH.

NOTE: INCLUDE ALL COST INTO UNIT PRICE (Include handling, delivery, freight, etc)

SUMMARY OF BID ITEMS

Item	LBGO Stock #	Description		Qty.	Unit Bid Price
1	670820510x	Ball Valve, Size 10 IN (300 MM) pressure class: ASME 150 (20 PN) Stem Size: 3.0 End Connection: Weld End Wall Thickness Output: 0.406 inch. Pipe Grade /End Conn Yield Output: X42/42,000 PSI, Model: T31, Trim: Trim 001, Method of Operation: Burled Gear Operated Paint/Coating: CARBLN300M (6125-10-26) Stub up with vent and sealant lines. Low pressure Seat Test 80 lbs.	Cameron, Valve, Ball, Trunnion or approved equal PBV Approved by STEVE BATEMAN	3 each	11,083.94 \$ 9975.55
2	6708205100	Ball Valve, Size 12 IN (300 MM) pressure class: ASME 150 (20 PN) Stem Size: 3.0 End Connection: Weld End Wall Thickness Output: 0.406 inch. Pipe Grade /End Conn Yield Output: X42/42,000 PSI, Model: T31, Trim: Trim 001, Method of Operation: Burled Gear Operated Paint/Coating: CARBLN300M (6125-10-26) Stub up with vent and sealant lines. Low pressure Seat Test 80 lbs.	Cameron, Valve, Ball, Trunnion or approved equal. PBV APPROVED	5 each	12,646.91 \$ 11,382.22
3	6708205102	Ball Valve, Size 16 IN (400 MM) pressure class: ASME 150 (20 PN) Stem Size: 3.0 End Connection: Weld End Wall Thickness Output: 0.406 inch. Pipe Grade /End Conn Yield Output: X42/42,000 PSI, Model: T31, Trim: Trim 001, Method of Operation: Burled Gear Operated Paint/Coating: CARBLN300M (6125-10-26) Stub up with vent and sealant lines. Low pressure Seat Test 80 lbs.	Cameron, Valve, Ball, Trunnion or approved equal PBV APPROVED	5 each	19,435.80 \$ 17,492.22

PAYMENT TERMS: NET 30

LARGE DIAMETER BALL VALVES

CONTRACT PERIOD:

Twelve months after date of award or after the expiration of the current contract, whichever is the earlier. This Contract may be extended by mutual agreement for up to two additional periods of one year each in accordance with terms and conditions stated herein.

It is agreed that if the Contract is extended, the City shall so notify the Contractor 90 days prior to the expiration date. Contractor shall be required to submit any price increases to the City Purchasing Agent for approval at least 60 days prior to expiration of the Contract. Said notice shall show item number, price, contract number and purchase order number. The City reserves the right to accept or reject any price increases and to cancel the renewal notice if price increases are not acceptable.

PRICE INCREASE:

Shall not exceed 10 % during the first renewal period.

Shall not exceed 10 % During the second renewal period.

ADDENDUM:

Bidders shall check the purchasing web page at www.longbeach.gov/purchasing or contact the assigned buyer three (3) days prior to the bid closing date to inquire about and include any addendums incorporated into this bid. Failure to include the addendum(s) with the bid may cause the bid to be rejected.

DELIVERY REQUIREMENTS

All deliveries shall be made F.O.B. to destinations specified by the City.

Notification of estimated time of delivery shall be given to City upon receipt of verbal, faxed, written or electronic order from the City.

Back ordered stock parts must be delivered within ten (10) working days after date of receipt of initial order unless other arrangements are made.

A packing slip that includes unit and extended pricing shall accompany all deliveries. In the event the item delivered is drop shipped from the manufacturer or another location, an invoice will be delivered personally or electronically within 24 hours after the drop ship with the City's Blanket Purchase Order and stockroom's tracking number on the invoice.