

FIRST AMENDMENT TO CONTRACT NO. 34037

34037

THIS FIRST AMENDMENT TO CONTRACT NO. 34037 is made and entered, in duplicate, as of January 7, 2016 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 5, 2016, by and between METER, VALVE & CONTROL, INC., a California corporation ("Contractor"), with a place of business at 1499 Sunnybrook Road, Alamo, California 94507, and the CITY OF LONG BEACH ("City"), a municipal corporation.

WHEREAS, the parties entered into Contract No. 34037 (the "Contract") whereby Contractor agreed to sell, furnish and deliver to City gas meters and related equipment and parts in conjunction with the Advanced Metering Infrastructure ("AMI") Project; and

WHEREAS, it was determined that it was necessary to increase the number of replacement gas meters and related equipment, parts and supplies for the AMI project; and

WHEREAS, the parties desire to extend the term and add \$140,000 for a total not to exceed amount of \$340,000;

NOW, THEREFORE, in consideration of the mutual terms and conditions in the Contract and in this First Amendment, the parties agree as follows:

1. Section 2 of Contract No. 34037 is hereby amended to read as follows:

"2. City shall pay Contractor in due course of payments, following receipt of an invoice from Contractor and upon acceptance from City, for gas meters and related equipment and parts, the prices shown in Exhibit "A", a sum not to exceed Three Hundred Forty Thousand Dollars (\$340,000) annually."

2. Section 3 of Contract No. 34037 is hereby amended to read as follows:

"3. The term of this Contract shall commence on August 1, 2015, and

1 shall terminate at midnight on July 31, 2019 unless sooner terminated as provided herein.
2 The Parties have the option to extend the term for one (1) additional one-year period.
3 The City may terminate this Contract by giving thirty (30) days prior notice of termination
4 to Contractor."

5 3. Except as expressly amended in this First Amendment, all terms and
6 conditions in Contract No. 34037 are ratified and confirmed and shall remain in full force
7 and effect.

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

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METER, VALVE & CONTROL, INC., a
California corporation

February 2, 2016

By [Signature]
Name Karen Hennich
Title President

February 2, 2016

By [Signature]
Name Scott K Hennich
Title Vice President

"Contractor"

CITY OF LONG BEACH, a municipal
corporation

March 21, 2016

By [Signature] Assistant City Manager
EXECUTED PURSUANT
TO SECTION 301 OF
City Manager THE CITY CHARTER.

"City"

This First Amendment to Contract No. 34037 is approved as to form on
March 7, 2016.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy

CALIFORNIA ALL PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA

COUNTY OF Contra Costa

On Feb 2nd 2016 before me,

M.M. Osorio Notary Public,
(here insert name and title of the officer)

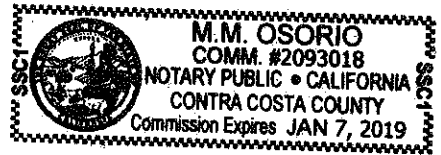
personally appeared Scott K. Hennich
and Karen Hennich

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) ~~is~~ are subscribed to the within instrument and acknowledged to me that ~~he~~ ~~she~~ they executed the same in ~~his~~ ~~her~~ their authorized capacity(ies), and that by ~~his~~ ~~her~~ their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the state of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

Signature [Handwritten Signature]



(This area for official notarial seal)

Optional

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: First Amendment to Contract No. 341037

Document Date: Feb 2nd 2016

Number of Pages: 2 (Not including this page)

Signer(s) Other Than Named Above: N/A