

FIRST AMENDMENT TO AGREEMENT NO. 33919

**33919**

THIS FIRST AMENDMENT TO AGREEMENT NO. 33919 is made and entered, in duplicate, as of July 7, 2016, for reference purposes only, pursuant to Resolution No. RES-15-0052 adopted by the City Council of the City of Long Beach at its meeting on April 21, 2015, by and between CONSOLIDATED FABRICATORS CORPORATION., a California corporation ("Contractor"), with a place of business located at 14620 Arminta Street, Van Nuys, California 91402, and the CITY OF LONG BEACH ("City"), a municipal corporation.

WHEREAS, City desires to purchase commercial trash containers; and

WHEREAS, City and Contractor entered Agreement No. 33919 (the "Agreement") whereby Contractor agreed to provide these trash containers; and

WHEREAS, City and Contractor desire to extend the term to May 29, 2017 and add \$180,000 to the extended term;

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

1. Section 1.B. of the Agreement is hereby amended to read as follows:

"B. Contractor shall sell, furnish and deliver to the City commercial trash containers of substantially the same type and kind purchased by the City of Santa Monica on the same terms and conditions offered to the City of Santa Monica, except as modified by Exhibit "B" attached hereto and incorporated in this Agreement, for an amount not to exceed Three Hundred Sixty Thousand Dollars (\$360,000), including tax and shipping. The term of this Agreement shall commence at midnight on June 1, 2015, and shall terminate at 11:59 p.m. on May 29, 2017, extending until the warranty on the commercial trash containers expires. To the extent that the Santa Monica PO and this Agreement are inconsistent, the following priority shall govern: (1) this Agreement and (2) the Santa Monica PO."

2. Except as expressly modified herein, all of the terms and conditions

1 contained in Agreement No. 33919 are ratified and confirmed and shall remain in full  
2 force and effect.

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

5 CONSOLIDATED FABRICATORS  
6 CORPORATION., a California corporation

7 8/8, 2016

By [Signature]  
Name MICHAEL MELIDEO  
Title PRESIDENT

9 8/8, 2016

By [Signature]  
Name JEFF LOMBARDI  
Title VICE PRESIDENT

11 "Contractor"

12 CITY OF LONG BEACH, a municipal  
13 corporation

14 8/25/, 2016

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

16 "City"

17 This First Amendment to Agreement No. 33919 is approved as to form on

18 Aug 15, 2016.

20 CHARLES PARKIN, City Attorney

By [Signature]  
Deputy