

AMENDMENT NO. ONE TO CONTRACT NO. 34039

34039

RE: **Amendment One of ITB FS15-094, Contract No. 34039 for purchase of eight Ford F-250 CNG-fueled service trucks (POFM16000009)**

This Amendment to Contract No. 34039 is made and entered as of December 9, 2015, by and between the CITY OF LONG BEACH, a municipal corporation, and FFBH Motors, LLC, dba Frontier Ford.


Contract No. **34039** is amended by mutual agreement of the parties and as indicated below by a check or other mark preceding the appropriate amendment:

- 1. The term has no change.
- 2. \$79,706 has been added for a total ("not to exceed") amount of \$420,296.
- 3. Prices during this period shall remain firm.
- 4. The price for certain items shall be increased as shown on Exhibit "B", which is attached hereto and incorporated herein by this reference.
- 5. The price for certain items shall be decreased as shown on Exhibit "C", 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)
 Mark Podesta

 (Print / Type Name)
 General Manager

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



 (Signature)
 Keith Morgan

 (Print / Type Name)
 Controller

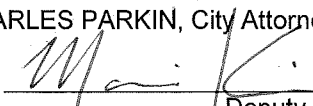
 President / Vice President / Secretary / Treasurer
 (circle one)

THE CITY OF LONG BEACH:

By: 

 City Manager
Assistant City Manager

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

Approved as to form:
 CHARLES PARKIN, City Attorney
 By: 

 Deputy

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Santa Clara }

On Dec 14, 2015 before me, "Annette M. Taylor, Notary Public"
Date Here Insert Name and Title of the Officer

personally appeared Mark Podesta and Keith Morgan
Name(s) of Signer(s)

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 Annette M. Taylor
Signature of Notary Public



Place Notary Seal Above

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: _____

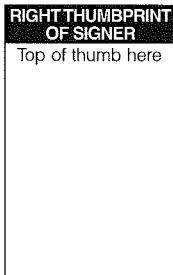
Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

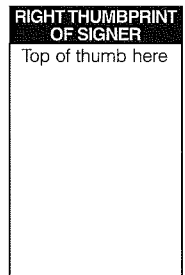
- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

**RESOLUTION OF SOLE MANAGER
OF
FFBH MOTORS, LLC**

The undersigned, being the Sole Manager of FFBH Motors, LLC, a Delaware limited liability company (the "**Company**"), hereby adopts the following resolution and declares it to be in full force and effect on behalf of the Company:

RESOLVED, that the individuals Mark Podesta and Keith Morgan are hereby empowered and authorized to execute fleet contracts in the name of and on behalf of the Company and to legally bind the Company to such contracts.

IN WITNESS WHEREOF, the undersigned has executed this certificate to be effective as of the 18 day of February, 2015.

MANAGER:
Berkshire Hathaway Automotive Inc.



Delwyn James, Secretary/Treasurer