

AMENDMENT NO. ONE TO CONTRACT NO. 36535

36535

RE: **Amendment One of ITB FS 22-163, Contract No. 36535 for the providing heavy-duty equipment rentals for the City of Long Beach (Munis Contract 32300844)**

This Amendment to Contract No. 36535 is made and entered as of October 4, 2023, by and between the CITY OF LONG BEACH, a municipal corporation, and Herc Rentals Inc.

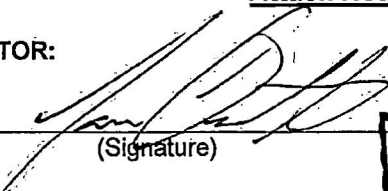
Contract No. **36535** is amended by mutual agreement of the parties and as indicated below by a check or other mark preceding the appropriate amendment:

- 1. Extend the term of the agreement to 2/22/2025.
- 2. Term period 2/21/2023-2/22/2024, adding \$500,000.
- 3. Term period 2/21/2023-2/22/2024, adding \$400,000.
- 4. Prices during this period shall remain firm.
- 5. The price for this Agreement shall be amended and replaced by the rates and charges as shown in Exhibit "A", which is attached hereto and incorporated herein by this reference.
- 6. The pricing this Agreement shall be amended to include the rates and charges as shown on Exhibit "A", which is attached hereto and incorporated herein by this reference.
- 7. The discount offered to the City is increased by ____ %
- 8. The items or locations identified on Exhibit "B", which is attached hereto and incorporated herein by this reference, are hereby deleted from the Contract.
- 9. The locations identified on Exhibit "B", which is attached hereto and incorporated herein by this reference, are hereby added to the Contract.
- 10. Current permits, licenses, insurance, and other required information are attached as Addendum No. 1.

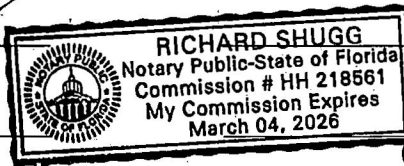
Except as expressly amended above, all terms and conditions in this Contract are ratified and confirmed and remain in full force and effect. Executed with all formalities required by law as of the date first stated above.

Attach Notary if Out-of-State Contractor

CONTRACTOR:



 (Signature)
 Jason Oosterbeek
 (Print / Type Name)



 (Signature)

 (Print / Type Name)

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

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

THE CITY OF LONG BEACH:

By: 
 THOMAS B. MODICA, City Manager

Approved as to form:
 Dawn McIntosh, City Attorney

By: 
 Deputy

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

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 LOS ANGELES

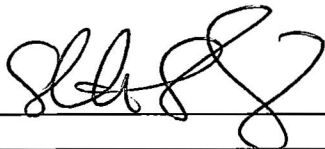
On OCTOBER 10TH, 2023 before me, SAMANTHA SCHWARTZ, NOTARY PUBLIC
(insert name and title of the officer)

personally appeared LINDA F. TATUM
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.

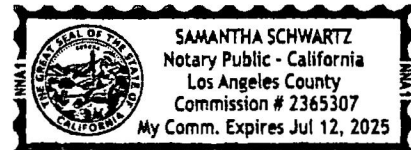
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature



(Seal)



ASSISTANT SECRETARY'S CERTIFICATE

OF

HERC RENTALS INC.

The undersigned, Derek Lively, Assistant Secretary of Herc Rentals Inc., a Delaware corporation (the "Company"), does hereby certify, on behalf of the Company and not in his individual capacity, the following:

1. Each of the following named individuals is a duly elected or appointed, qualified and acting officer of the Company who holds the office set forth opposite such individual's name below.

<u>Name</u>	<u>Office</u>
Lawrence H. Silber	President and Chief Executive Officer
Aaron Birnbaum	Senior Vice President and Chief Operating Officer
Christian J. Cunningham	Senior Vice President and Chief Human Resources Officer
Mark H. Irion	Senior Vice President and Chief Financial Officer
Tamir Peres	Senior Vice President and Chief Information Officer
S. Wade Sheek	Senior Vice President, Chief Legal Officer & Secretary
Carlo Cavecchi	Senior Vice President, Specialty Solutions
Leslie Hunziker	Senior Vice President, Investor Relations & Communications
Paul Dickard	Vice President, Communications
Jennifer Brandeis	Vice President, Asst. General Counsel, Chief Compliance Officer & Assistant Secretary
Matthew Gavin	Vice President, Product Support & Fleet Operations
Elizabeth Higashi	Vice President, Sustainability
Mark Humphrey	Vice President, Chief Accounting Officer
Jennifer Laudermilch	Vice President, Finance & Treasurer
Charles Miller	Vice President, Operations
Jason Oosterbeek	Vice President, Pricing and Sales Strategy
Sharon Petrosino	Vice President, Deputy General Counsel & Assistant Secretary
Marlin Shaw	Vice President, Tax
Sunil Gupta	Vice President, IT
Edward Fritz	Vice President, Infrastructure & Enterprise Applications
Mark Arell	Vice President, Talent & Organizational Development
Melissa Klatt	Vice President, Shared Services
Mark Schumacher	Vice President, Controller
Derek Lively	Assistant Secretary

2. Set forth below is a true and correct copy of resolutions adopted by the Board of Directors of the Corporation dated October 1, 2013 (the "Unanimous Written Consent"), which resolutions were duly and validly authorized:

RESOLVED, that in addition to the authority granted pursuant to the Chairman General Authorization and the Real Estate Signing Authorization, authority to execute contracts, agreements, bonds, distributor appointments, deeds, bills of sale, powers of attorney, certificates, assignments, contracts for the purchase or sale of real property and interests in real property, leases, subleases, guarantees, pleadings and other documents and instruments that individually involve amounts of less than \$10 million, is hereby conferred upon, the President, each Vice President, the Treasurer and the Controller of the Corporation and any other officer of the Corporation designated by the Chairman of the Board or the President, provided that such dollar limit shall not apply to (i) any transaction the maximum dollar amount of which cannot be ascertained when the transaction is entered into and (ii) any transaction solely (A) between or among the Corporation and one or more of its affiliates or subsidiaries or (B) between or among any affiliates or subsidiaries of the Corporation (the "Executive Officer General Authorization").

3. The Board of Directors of the Corporation, approved at its August 18, 2016 meeting a delegation of authority to the President and CEO to approve expenditures up to \$20 million, including for acquisitions. Such delegation is now in full force and effect.

IN WITNESS WHEREOF, the undersigned has executed this Assistant Secretary's Certificate as of the 23 day of February 2023, on behalf of the Company.

By: 
Name: Derek Lively
Title: Assistant Secretary

ITB FS22-163 Heavy Duty Equipment Rentals Allocations Add funds.xlsx

Vendor Name	MUNIS Contract	Term: 2/21/23-2/22/24	Year 1 Changes	CCL 10/3/23	Year 1 Year-End Allocation	Term: 2/21/24-2/22/25	CCL 10/3/23	Year 2 Year-End Allocation	Running Total
HERC Rentals	32300844	450,000	227,500	500,000	1,177,500	450,000	400,000	850,000	2,027,500
United Rentals Northwest	32300845	300,000		250,000	550,000	300,000	250,000	550,000	1,100,000
Total Allocated		750,000		750,000	1,727,500	750,000	650,000	1,400,000	3,127,500
Unallocated		100,000	(100,000)	112,500	112,500	100,000	212,500	312,500	425,000
Contingency		127,500	(127,500)	129,375	129,375	127,500	129,375	256,875	386,250
Total		977,500		991,875	1,969,375	977,500	991,875	1,969,375	3,938,750

- *amount approved by CCL 2/21/2023 \$850,000
- *amount approved by CCL 2/21/2023 w/ 15% contingency \$977,500
- * amount approved by CCL 10/3/23 \$1,712,500
- *amount approved by CCL 10/3/2023 w/ 15% contingency \$1,969,375