

**AMENDMENT NO. TWO TO CONTRACT NO. 34822**

**34822**

RE: **Amendment Two of ITB FS 18-019, Contract No. 34822 for furnishing and delivering heavy Duty Equipment Rental to the City of Long Beach (Munis Contract #3182200042 formerly BPFM18000042)**

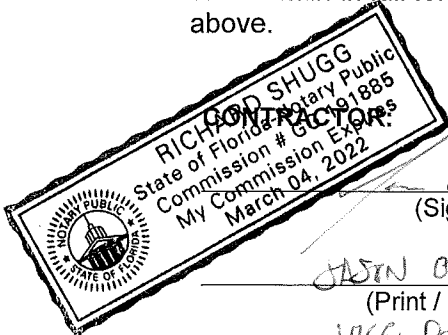
This Amendment to Contract No. 34822 is made and entered as of December 5, 2019 by and between the CITY OF LONG BEACH, a municipal corporation, and **Herc Rentals Inc.**

Contract No. 34822 is amended by mutual agreement of the parties and as indicated below by a check or other mark preceding the appropriate amendment:

- 1. 1<sup>st</sup> renewal option for the term 1/1/2020 – 12/31/2020
- 2. \$200,000 added for this term
- 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**



*[Signature]*  
 \_\_\_\_\_  
 (Signature)  
 JASON BOSTERBERG  
 \_\_\_\_\_  
 (Print / Type Name)  
 VICE PRESIDENT  
 \_\_\_\_\_  
 President / Vice President / Secretary / Treasurer  
 (circle one)

\_\_\_\_\_  
 (Signature)  
 \_\_\_\_\_  
 (Print / Type Name)  
 \_\_\_\_\_  
 President / Vice President / Secretary / Treasurer  
 (circle one)

**THE CITY OF LONG BEACH:**

By: *Rebecca H. Garner*  
 \_\_\_\_\_  
 THOMAS B. MODICA, Acting City Manager

Approved as to form:  
 CHARLES PARKIN, City Attorney

By: *[Signature]*  
 \_\_\_\_\_  
 Deputy

**EXECUTED PURSUANT  
 TO SECTION 301 OF  
 THE CITY CHARTER**

## HERC RENTALS INC.

### Assistant Secretary's Certificate

I, Derek Lively, an Assistant Secretary of Herc Rentals Inc. (the "Officer"), a Delaware corporation (the "Corporation"), DO HEREBY CERTIFY, on behalf of the Corporation as follows:

1. Each of the following named individuals is a duly elected or appointed, qualified and acting officer of the Corporation 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 and Secretary
Carlo Cavecchi	Senior Vice President, Specialty Solutions
Paul Dickard	Vice President, Communications
Jennifer Brandeis	Vice President, Asst. General Counsel, Chief Compliance Officer and Assistant Secretary
Matthew Gavin	Vice President, Product Support and Fleet Operations
Elizabeth Higashi	Vice President, Investor Relations
Mark Humphrey	Vice President, Controller and Chief Accounting Officer
Mustally Hussain	Vice President, Treasurer
Jennifer Laudermilch	Vice President, Internal Audit
Charles Miller	Vice President, Operations
Jason Oosterbeek	Vice President, Pricing and Sales Strategy
Sharon Petrosino	Vice President, Deputy General Counsel and Assistant Secretary
Kyle Scott	Vice President, Finance
Marlin Shaw	Vice President, Tax
Sunil Gupta	Vice President, IT
Edward Fritz	Vice President, Infrastructure and Enterprise Applications
Mark Arell	Vice President, Talent and Organizational Development
Derek Lively	Assistant Secretary

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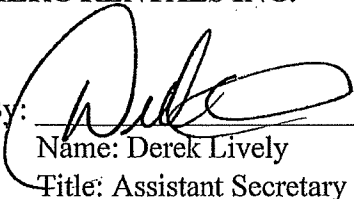
2. Set forth below is a true and correct copy of resolutions adopted by the Board of Directors of the Corporation dated October 1, 2013 (the "Unanimous Written Consent"), which resolutions were duly and validly authorized:

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.
4. All action required to be taken as per the above-referenced resolutions to autoh

IN WITNESS WHEREOF, the undersigned has executed this certificate on behalf of the Corporation on and as of the 6<sup>th</sup> day of March 2020.

**HERC RENTALS INC.**

By:   
Name: Derek Lively  
Title: Assistant Secretary

# Exhibit B

Bid Item #	Cat Class	Description	Cust Desc	Previous Rates		New Rates		Week Increase	Day Increase
				Week	Day	Week	Day		
1A	250-1100	DOZER STD TRACK 70-79 HP ROPS	70HP, diesel, with 7' blade and torque converter with power shift	751	349	775.03	360.17	3.20%	3.20%
1B	250-1400	DOZER STD TRACK 110-119 HP ROPS	120 HP, diesel, with 10' blade and torque converter with power shift	1401	469	1445.83	484.01	3.20%	3.20%
2A	265-1110	COMPACT LOADER 1.0-1.4 YD STD BKT DSL	90 HP, diesel, 1.75 yard bucket, ROPS/FOPS, windshield, with steering behind articulation point	971	391	1002.07	403.51	3.20%	3.20%
2B	265-1130	WHEEL LOADER 3.0-3.4 YD STD BKT DSL	150 HP, 3 yard bucket, ROPS/FOPS, windshield, with steering behind articulation point	1400	427	1444.8	440.66	3.20%	3.20%
3B	275-2200	TRACTOR LOADER 60-90HP 4WD DSL	80 HP, diesel, with loader bucket, 1.25 cu yd capacity, power-shift transmission, 23.5' reach and ROPS/FOPS	435	208	448.92	214.66	3.20%	3.20%
4A	210-3205	BACKHOE 70-97HP 4WD ROPS EXTENDABLE DSL	55 HP, diesel, with loader bucket, 7/8 cu yd capacity, power-shift transmission, 14' reach and ROPS/FOPS	650	240	670.8	247.68	3.20%	3.20%
4B	210-3205	BACKHOE 70-97HP 4WD ROPS EXTENDABLE DSL	80 HP, diesel, with loader bucket, 1.25 cu yd capacity, power-shift transmission, 23.5' reach and ROPS/FOPS	650	240	670.8	247.68	3.20%	3.20%
5A	No Bid		90 HP, diesel, 12' blade, with cab	0	0	No Bid	No Bid	No Bid	No Bid
6B	450-2020	WAREHOUSE FORKLIFT 3000LB PNEU DF	Gas or propane, 3000lb, 10' lifting height, pneumatic or semi-pneumatic-tires, with ROPS/FOPS	450	180	464.4	185.76	3.20%	3.20%
6C	450-2270	WAREHOUSE FORKLIFT 8000LB PNEU DF	Gas or propane, 8000lb, 14' lifting height, pneumatic or semi-pneumatic-tires, with ROPS/FOPS	490	200	505.68	206.4	3.20%	3.20%
6D	450-2310	WAREHOUSE FORKLIFT 10000LB PNEU DSL	Gas or propane, 10,000lb, 14' lifting height, pneumatic or semi-pneumatic-tires, with ROPS/FOPS	525	215	541.8	221.88	3.20%	3.20%
7A	455-1050	STRAIGHTMAST RT FORKLIFT 10000LB 2WD	Gas-or-diesel, 10,000-lb, 25' lifting height with ROPS/FOPS	675	230	696.6	237.36	3.20%	3.20%
8A	460-1010	TELEHANDLER 5500LB 16-20FT LIFT ROPS	Gas or diesel, 2 or 4 wheel drive, 4000lb, 28' lifting height	691	279	713.11	287.93	3.20%	3.20%
8B	460-1040	TELEHANDLER 8000LB 42-44FT LIFT ROPS	Gas or diesel, 2 or 4 wheel drive, 8000lb, 34' lifting height	879	309	907.13	318.89	3.20%	3.20%
9A	610-1170	TRAILER FLATBED 18000 LB	20' deck, 8' width, lunette hitch, surge brakes, 18,000 lb cap	400	119	412.8	122.81	3.20%	3.20%
10	659-6380	TRUCK CRANE SINGLE DSL 18 T	Truck Mounted Crane, Mounted on Heavy Duty Chassis	1350	520	1395.2	536.64	3.20%	3.20%
10A	659-6380	TRUCK CRANE SINGLE DSL 18 T	12 Ton	1350	520	1395.2	536.64	3.20%	3.20%
10B	659-6380	TRUCK CRANE SINGLE DSL 18 T	15 Ton	1350	520	1395.2	536.64	3.20%	3.20%
10C	659-6380	TRUCK CRANE SINGLE DSL 18 T	17 Ton	1350	520	1395.2	536.64	3.20%	3.20%
11A	659-6310	TRUCK BUCKET DSL 31 FT	30 Foot	1350	425	1395.2	438.6	3.20%	3.20%
11B	Re-Rent		48 Foot	500	125	516	129	3.20%	3.20%
12A	150-2760	ROLLER RIDE-ON 47IN SMOOTH DRUM 3 TON DSL	Vibratory, 3 ton to 5 ton	1900	1475	1960.8	1522.2	3.20%	3.20%
12B	150-2760	ROLLER RIDE-ON SMOOTH 66IN SNG 8 TON	Vibratory, 8 ton to 10 ton	725	175	748.2	180.6	3.20%	3.20%
13	No Bid		Hydrahammer	0	0	No Bid	No Bid	No Bid	No Bid
14A	659-6120	TRUCK DUMP DSL 3-4 YD	Dump Truck, Two Axle Asphalt	520	165	536.64	170.28	3.20%	3.20%
14B	659-6180	TRUCK DUMP DSL 5-6 YD NON CDL	Dump Truck, Two Axle	650	190	670.8	196.08	3.20%	3.20%
14C	659-6200	TRUCK DUMP DSL 12-14 YD MANUAL	Dump Truck, Three Axel	1600	495	1651.2	510.84	3.20%	3.20%
15A	Re-Rent		12 yard to 17 yard	3795	1380	3916.44	1424.16	3.20%	3.20%
16	No Bid		Two Axle Box Truck	0	0	No Bid	No Bid	No Bid	No Bid
18	659-5620	TRUCK STXBD 2WD STD GAS 3/4-1 T 12 FT	Stake Bed Truck with lift gate, two axle	435	135	448.92	139.32	3.20%	3.20%
19	659-5020	TRUCK PICKUP 2WD STD GAS 1/2 T	1/2 Ton Pick Up Truck	350	90	361.2	92.88	3.20%	3.20%
20	659-5070	TRUCK PICKUP 4WD STD GAS 3/4 T	3/4 Ton Pick Up Truck	400	125	412.8	129	3.20%	3.20%
21	659-5200	TRUCK PICKUP 4WD STD GAS 1 T	1 Ton Pick Up Truck	525	165	541.8	170.28	3.20%	3.20%
22A	410-2020	BOOM ARTICULATED 30FT MAR ROT JIB ELEC	Man Lift - up to 25' Reach	425	155	438.6	159.96	3.20%	3.20%
22B	410-4090	BOOM STRAIGHT 40FT 4WD DF	Man Lift - up to 40' Reach	535	210	552.12	216.72	3.20%	3.20%
22C	410-4090	BOOM STRAIGHT 45FT JIB 4WD DSL	Man Lift - up to 50' Reach	535	210	552.12	216.72	3.20%	3.20%
22D	410-4140	BOOM STRAIGHT 60FT 4WD DSL	Man Lift - up to 60' Reach	720	285	743.04	294.12	3.20%	3.20%
22E	410-4240	BOOM STRAIGHT 80FT 4WD DSL	Man Lift - up to 80' Reach	1125	425	1161	438.6	3.20%	3.20%
22F	410-4400	BOOM STRAIGHT 120FT JIB 4WD DSL	Man Lift - up to 100' Reach	2495	895	2574.84	923.64	3.20%	3.20%
22G	410-4400	BOOM STRAIGHT 120FT JIB 4WD DSL	Man Lift - up to 120' Reach	2495	895	2574.84	923.64	3.20%	3.20%
23	280-1020	TRENCHER W/B TRACK 24IN GAS	Trencher: Walk Behind - Gas	200	90	206.4	92.88	3.20%	3.20%
24	115-1550	TILLER 4-5 HP 20-36IN WIDTH FRONT TINE	Rototiller: Walk Behind - Gas	119	45	122.81	46.44	3.20%	3.20%
25	105-2020	WASHER 2000-2999 PSI GAS	Pressure Washer, Portable, Electric Motor, Hot Water, Gas-Propane	140	45	144.48	46.44	3.20%	3.20%
26	240-1500	MINI-EXCAVATOR 9000-11999 LBS DSL ROPS	Mini Excavator: 10,000 - 14,000 lbs Backfill Blade, Joystick Controls, Thumb on Boom	575	235	593.4	242.52	3.20%	3.20%
3A	275-1160	TRACTOR 40-49HP 4WD DSL	50 HP, diesel, with loader bucket, 5/8 cubic yard capacity, power-shift transmission, PTO and 3-point hitch and ROPS/FOPS	395	185	407.64	150.92	3.20%	3.20%