

OFFICE OF THE CITY ATTORNEY
DAWN MCINTOSH, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4664

FOURTH AMENDMENT TO AGREEMENT NO. 35522

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THIS FOURTH AMENDMENT TO AGREEMENT NO. 35522 is made and entered, in duplicate, as of February 28, 2023, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on April 14, 2020, by and between SUPREME TOWING SERVICE, INC., DBA CITY TOW SERVICE, a California corporation ("Contractor"), with a place of business at 1485 Canal Ave., Long Beach, CA 90813, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Contractor (the "Parties") entered into Agreement No. 35522 (the "Agreement") whereby Contractor agreed to provide as-needed vehicle towing ("Project"); and

WHEREAS, the parties entered into a First Amendment to revise the annual amount of the Agreement; and

WHEREAS, the parties entered into a Second Amendment to increase the annual amount of the agreement;

WHEREAS, the parties entered into a Third Amendment to revise the annual contract amount and extend the term for one additional one-year period;

WHEREAS, the parties currently desire to enter into a Fourth Amendment to revise the annual contract amount and extend the term for one additional one-year period;

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

1. Section 1.A. of Agreement No. 35522 is hereby amended to read as follows:

"A. Contractor shall furnish specialized services more particularly described in Exhibit "A", attached to this Agreement and incorporated by this reference, in accordance with the standards of the profession, and City shall pay

1 for these services in the manner described below at the rates or charges shown in
2 Exhibit "B". Contractor is not entitled to any money under this Agreement unless
3 the City, in its sole discretion, requests Contractor to provide services pursuant to
4 this Agreement. For the term May 1, 2020 to April 30, 2021, the annual not to
5 exceed amount shall be \$200,000 with an annual ten percent (10%) contingency.
6 For the term May 1, 2021 to April 30, 2022, the annual not to exceed amount shall
7 be \$257,448 with an annual ten percent (10%) contingency. For the term May 1,
8 2022 to April 30, 2023, the annual not to exceed amount shall be \$200,000 with an
9 annual ten percent 10% contingency. For the term May 1, 2023 to April 30, 2024,
10 the annual amount shall be \$200,000 with an annual ten percent (10%)
11 contingency."

12 2. Section 2. of Agreement No. 35522 is hereby amended to read as
13 follows:

14 "2. TERM. The term of this Agreement shall commence at midnight on
15 May 1, 2020, and shall terminate at 11:59 p.m. on April 30, 2024, unless sooner
16 terminated as provided in this Agreement. City shall have the option to extend the term of
17 this Agreement for two (2) additional one-year periods, at the discretion of the City
18 Manager."

19 3. Except as expressly modified herein, all of the terms and conditions
20 contained in Agreement No. 35522 are ratified and confirmed and shall remain in full
21 force and effect.

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

SUPREME TOWING SERVICE, INC., DBA CITY TOW SERVICE, a California corporation

3/31, 2023

By [Signature]
Name HALEY H. FARRAHI
Title PRESIDENT

3/31, 2023

By [Signature]
Name BEN SHAFIEE
Title SECRETARY

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

"Consultant"

CITY OF LONG BEACH, a municipal corporation

April 12, 2023

By [Signature]
City Manager

"City"

This Fourth Amendment to Agreement No. 35522 is approved as to form on

April 4th, 2023.

DAWN MCINTOSH, City Attorney

By [Signature]
Deputy

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