

**AMENDMENT NUMBER TWO
TO PROFESSIONAL SERVICES AGREEMENT
WITH G&W TOWING**

This Amendment is made and entered into this 27th day of February, 2015 (“Effective Date”) by and between the CITY OF COSTA MESA, a municipal corporation (“City”) and G&W TOWING, INC., a California corporation and licensed automobile towing service (“Consultant”).

WHEREAS, Consultant and City entered into an agreement on March 3, 2009, for Consultant to provide towing services (the “Agreement”); and

WHEREAS, Section 4.1 of the Agreement provides that the term of the Agreement shall end on February 28, 2014 and that the City, at its sole option, may extend the Agreement for three (3) additional one (1) year periods upon recommendation from the Police Department; and

WHEREAS, the parties entered into Amendment Number One to the Agreement to extend the term for one year, expiring February 28, 2015, and now desire to extend the term for an additional year to expire on February 28, 2016.

NOW, THEREFORE, for valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

1. The term of the Agreement shall be extended one year, ending February 28, 2016.
2. Consultant shall use the Adjusted Tow Rate Schedule attached as Exhibit “1” to this Amendment for the provision of services under the Agreement until such time as the rate schedule is adjusted pursuant to the terms of the Agreement.
3. All other terms, conditions, and provisions of the Agreement not in conflict with this Amendment shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have set their hand by their duly authorized representatives as of the day and year first above written.

[Signatures appear on the following page.]

CITY OF COSTA MESA,
A municipal corporation

[Redacted Signature]

Chief Executive Officer

Date: 2/25/15

G&W TOWING, INC.

[Redacted Signature]

Signature

Date: 2-18-15

APPROVED AS TO FORM:

[Redacted Signature]

City Attorney

DEPARTMENTAL APPROVAL

[Redacted Signature]

Ron Lowenberg, Interim Police Chief

[Redacted Signature]

Brenda Green, City Clerk

EXHIBIT 1
ADJUSTED TOW RATE SCHEDULE

FORMULA ACCORDING TO CITY TOW POLICY: $A = B \times (C/D)$

A = Adjusted Fees

B = Base fees as originally set by the City Council and for later years, as adjusted by CPI pursuant to executed PSA

C = Monthly index for the third month prior to July of each year in which each fee rate adjustment is to become effective

D = Monthly index for the month of the Effective Date of this Lease (March 2009)

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- B = Base fees as originally set by the City Council and for later years, as adjusted by CPI pursuant to executed PSA
- C = Monthly index for the third month prior to July of each year in which each fee rate adjustment is to become effective
- D = Monthly index for the month of the Effective Date of this Lease (March 2009)

2014 - 1ST RENEWAL YEAR	PROPOSED BY CONTRACTOR	A	B	C - APRIL 2014 CPI	D - MARCH 2013 CPI
BASIC TOW	\$167	\$167	\$165	242.437	239.995
FLATBED % MEDIUM	\$187	\$187	\$185	242.437	239.995
HEAVY	\$301	\$301	\$298	242.437	239.995
MOTORCYCLE	\$187	\$187	\$185	242.437	239.995
OUTSIDE STORAGE CAR	\$42	\$41	\$41	242.437	239.995
INSIDE STORAGE CAR	\$58	\$58	\$57	242.437	239.995
OUTSIDE STORAGE TRUCK	\$52	\$52	\$51	242.437	239.995
INSIDE STORAGE TRUCK	\$58	\$58	\$57	242.437	239.995
OUTSIDE STORAGE MOTORCYCLE	\$24	\$23	\$23	242.437	239.995
TOW DOLLY	\$52	\$52	\$51	242.437	239.995
R&R LINKAGE	\$27	\$26	\$26	242.437	239.995
ROLLOVER WINCHING	\$58	\$58	\$57	242.437	239.995
HOURLY LABOR	\$167	\$167	\$165	242.437	239.995
AFTER HOURS RELEASE SERVICE	\$52	\$52	\$51	242.437	239.995
	\$73	\$73	\$72	242.437	239.995



1-949-642-1252 • Toll Free 1-877-642-1252 • FAX 1-949-646-3492
965 W. 18th Street, Costa Mesa, California 92627

February 2, 2015

Lt. Greg Scott

Costa Mesa Police Dept.

99 Fair Drive

Costa Mesa, CA 92628

Dear Greg;

Please extend our contract for one year, starting March 1, 2015. The rates established in September of 2014 are acceptable.

Sincerely,



G. Wayne Miller