

STATE OF NORTH CAROLINA  
COUNTY OF MECKLENBURG

**SECOND AMENDMENT TO THE AGREEMENT TO PROVIDE  
EQUIPMENT RENTALS AND RELATED PRODUCTS AND SERVICES**

**THIS SECOND AMENDMENT TO THE AGREEMENT TO PROVIDE EQUIPMENT RENTALS AND RELATED PRODUCTS AND SERVICES** (this "Second Amendment") is made and entered into this 1st day of January 2020, by and between Herc Rentals Inc, a corporation doing business in North Carolina (the "Company"), and the City of Charlotte, a North Carolina municipal corporation (the "City").

**Statement of Background and Intent**

- A. The City of Charlotte and the Company entered into an Agreement dated November 1, 2018 (the "Contract") pursuant to which the Company agreed to provide Equipment Rentals and Related Products and Services for the City of Charlotte.
- B. The City of Charlotte and the Company agreed to amend the contract on July 15, 2019 to incorporate an updated equipment list and gold and platinum pricing schedules.
- C. The parties now desire to amend the Contract to incorporate certain other changes.

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein, the parties hereby agree to the following:

**AGREEMENT**

- 1. The terms of the Contract are restated by and incorporated into this Second Amendment by reference.
- 2. Defined terms used in this Second Amendment shall have the same meaning as are assigned to such terms in the Contract.
- 3. This Second Amendment incorporates an updated 2020 Equipment List and Gold and Platinum Pricing Schedules as specified in Exhibit A (attached) and becomes effective on January 1, 2020.
- 4. Except to the extent specifically provided above, this amendment shall not be interpreted or construed as waiving any rights, obligations, remedies, or claims the parties may otherwise have under the Contract.
- 5. In all other respects and except as modified herein, the terms of the Contract shall remain in force and effect.

*[Signature Page Follows]*

IN WITNESS WHEREOF, and in acknowledgement that the parties hereto have read and understood each and every provision hereof, the parties have caused this First Amendment to be executed as of the date first written above.

HERC RENTALS INC.


BY:   
(signature)

PRINT NAME: Jason Osterbeck

TITLE: Vice President

DATE: 11/26/19

CITY OF CHARLOTTE:  
CITY MANAGER'S OFFICE

BY:   
(signature)

PRINT NAME: Kay Elmore

TITLE: Chief Procurement Officer

DATE: 12/3/2019

Contract#:2019000318  
Amendment#: 2  
Vendor#: 20941

Exhibit A

2020 OMNIA GOLD PRICING SCHEDULE