

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

**FIFTH AMENDMENT TO THE AGREEMENT TO PROVIDE
REFUSE TRUCK RENTALS AND RELATED PRODUCTS AND SERVICES**

THIS FIFTH AMENDMENT TO THE AGREEMENT TO PROVIDE REFUSE TRUCK RENTALS AND RELATED PRODUCTS AND SERVICES (this "Fifth Amendment") is made and entered into this 30 of June 2023, by and between Big Truck Rental LLC, a Florida limited liability company 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 for Refuse Truck Rentals and related Products and Services dated November 1, 2018 (the "Contract") pursuant to which the company agreed to provide Refuse Truck Rentals and Related Products and Services for the City of Charlotte.
- B. The parties amended the Contract to incorporate unit price adjustments to the Discount Schedule, Additional Fees, and Incentives.
- C. The parties amended the Contract to add and delete products, to incorporate unit price adjustments to the Discount Schedule, Additional Fees, and Incentives, and to replace the Commercial Non-Discrimination clause.
- D. The parties amended the Contract to make adjustments to the Discount Schedule, Additional Fees, and Incentives and to incorporate certain other changes.
- E. The parties amended the Contract to add and delete products, to make price adjustments to the Discount Schedule, Additional Fees, and Incentives, and to incorporate certain other changes.
- F. The parties now desire to amend the Contract to extend the Term of the Contract by the first of two (2) two-year renewal terms and to incorporate certain other changes.

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

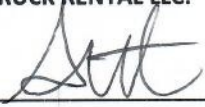
AGREEMENT

- 1. The terms of the Contract are restated by and incorporated into this Fifth Amendment by reference.
- 2. Defined terms used in this Fifth Amendment shall have the same meaning as are assigned to such terms in the Contract.
- 3. This Fifth Amendment extends the Term of the Contract by the first of two (2) two-year renewal terms to expire on October 31, 2025.
- 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 acknowledgment that the parties hereto have read and understood each and every provision hereof, the parties have caused this Fifth Amendment to be executed as of the date first written above.

BIG TRUCK RENTAL LLC:

BY: 
(Signature)

PRINT NAME: Scott Smith

TITLE: Director Municipal Sales

DATE: 6/2/23

CITY OF CHARLOTTE:
CITY MANAGER'S OFFICE

BY: See Attachment Below
(Signature)

PRINT NAME: _____

TITLE: _____

DATE: _____



**Digital Contract Routing Form
Non-Encumbered**

Date Submitted: June 20, 2023

Submitted by: Angelica Witherell

Submitter email: angelica.witherell@charlottenc.gov

Contract #: 2019000319

Amendment #: 5

Contract Name: Refuse Truck Rentals and Related Products and Services

Vendor Legal Name: Big Truck Rental LLC


Vendor #: 306600

REQUIRED ATTACHMENT(S):

Use the Paperclip icon to attach a full Contract Document Routing Packet for review by the authorized City individual with signature authority. The Routing Packet **MUST** include all required components per the direction provided at:

The following signatures, once completed, shall be incorporated by reference into the contractual document identified above.

City of Charlotte

eSigned via SeamlessDocs.com

Key: f68f2b82106208b08804836a6d96b8

DESCRIPTIONS (Continued from Page 1)

B RSX664380900 Eff Date: 12/01/2022 Exp Date: 12/01/2023

Limit: 2,000,000

Proof of Insurance