CONTRACT SUMMARY SHEET

TO: THE OFFICE OF THE CITY CLERK
COUNCIL/PUBLIC SERVICES DIVISION
ROOM 395, CITY HALL

DATE: February 26, 2021

(PLEASE DO NOT STAPLE THE CONTRACT FOR THE CLERK'S FILE)

FORM MUST BE TYPEWRITTEN

FROM (DEPARTMENT): Los Angeles Police Department – Commission Investigation Division

CONTACT PERSON: Detective Joseph Yamzon PHONE NO: (213) 996-1270

CONTRACT NO.: C127405 COUNCIL FILE NO.: 15-0344

ADOPTED BY COUNCIL: _____

APPROVED BY BPW: _____

NEW CONTRACT ___
AMENDED AND RESTATED ___
ADDENDUM NO. ___
SUPPLEMENTAL NO. ___
CHANGE ORDER NO. ___
AMENDMENT xx

CONTRACTOR NAME: Viertel's Automotive Service, Inc.

TERM OF CONTRACT: October 21, 2015 Through: October 20, 2020
EXTENDED TERMS October 21, 2020 Through: October 20, 2025

TOTAL AMOUNT: _____

PURPOSE OF CONTRACT: Official Police Garage towing and storage for Service Area 2 **extended for 5 years**

NOTE: CONTRACTS ARE PUBLIC RECORDS – SCANNED AND UPLOADED TO THE INTERNET

SECOND AMENDMENT TO CONTRACT NO. C-127405
BETWEEN THE CITY OF LOS ANGELES
AND
VIERTEL'S AUTOMOTIVE SERVICE
FOR OFFICIAL POLICE GARAGE STANDARD- AND MEDIUM-DUTY TOWING AND STORAGE SERVICES FOR SERVICE AREA 2

This SECOND AMENDMENT to Contract No. C-127405 is entered into by and between the City of Los Angeles (hereinafter referred to as the "City"), a municipal corporation, acting by and through the Board of Police Commissioners (hereinafter referred to as the "Board") and. Viertel's Automotive Service, a California corporation (hereinafter referred to as the "Contractor", or the "Official Police Garage", or the "OPG").

WHEREAS, on February 25, 2013, the Board approved, and on December 6, 2013, the City Council approved the template agreement applicable to all City official police garages upon which this Agreement is based; and,

WHEREAS, pursuant to a Request for Proposals (RFP) process, the City's OPG Review Committee determined that Contractor was the best qualified firm to provide Standard-Duty towing and storage services as an official police garage for Service Area 2 of the Los Angeles Police Department, and thus recommended that a contract be awarded to Contractor; and,

WHEREAS, on August 4, 2015 the Board approved the Evaluation Team's recommendation to award a contract to Contractor, and forwarded the recommendation to City Council; and

WHEREAS, on October 21, 2015, the City Council approved the award of contract ("Original Contract" for said Service Area to Contractor; and,

WHEREAS, on November 10, 2020 the Board and on December 9, 2020 the City Council approved extending the contract for five years.

NOW THEREFORE, the parties hereby agree to extend Agreement No. C-127405 for five years.

1. This extended contract will expire on October 20, 2025

2. **ARTICLE 3, GENERAL SCOPE OF SERVICES**

Article 3, Scope of Services, is hereby amended to modify Articles 3.1(g) to read as follows:

3.0 General Scope of Services

3.1 General Duties

3.1(g) In addition to providing standard duty towing, the contractor is required to perform additional towing within the following weight classifications at the City's sole discretion. *The contractor may sub-contract with another Official Police Garage to perform Class B, Medium Duty services.*

Class A

Light duty: a tow truck with a manufacturer's GVWR of at least 14,000 pounds with wheel lift capability and may additionally possess a car carrier.

Class B

Medium duty: a tow truck with a manufacturer's GVWR of at least 33,000 pounds. The truck shall be capable of providing air to the towed vehicle's brakes.

3. RATIFICATION CLAUSE

If contractor's services were required prior to the execution of this Amendment, and services were performed in accordance with the terms and conditions of this Amendment, they are hereby ratified.

4. ORDER OF PRECEDENCE

In the event of an inconsistency between any of the provisions of this First Amendment to Contract No. C-127405, or all prior or current attachments, the inconsistency shall be resolved by giving previous attachments and/or amendments precedence in the following order:

1) Second Amendment to Contract C-127405
2) First Amendment to Contract No. C-127405
3) LAPD Contract No. C-127405, and
4) Standard Provisions for City Contracts (Rev. 03/09)

All terms and conditions of the Original Agreement shall remain unchanged and in full force effect.

This First Amendment may be executed in one or more counterparts, and by the parties in separate counterparts, each of which when executed shall be deemed to be an original, but all of which taken together shall constitute one and the same agreement. The parties further agree that that facsimile signatures or signatures scanned into .pdf (or signatures in another electronic format designated by the City) and sent by e-mail shall be deemed original signatures.

(Signature page follows]

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IN WITNESS THEREOF, the parties hereto have caused this agreement to be executed by their respective duly authorized representatives.

CITY OF LOS ANGELES

By: _____
EILEEN DECKER
President
Board of Police Commissioners

Date: 2.25.21

VIERTEL'S AUTOMOTIVE SERVICE

By: _____
Todd Q. Smart
Chief Executive Officer

Date: 2-8-21

APPROVED AS TO FORM:
MICHAEL N. FEUER, City Attorney

By: _____
SAMUEL PETTY
Deputy City Attorney

Date: 2/25/2021

ATTEST:

HOLLY L. WOLCOTT, CITY CLERK

By: _____
Deputy City Clerk

Date: 3-1-21

City Business Tax Registration Certificate No: 0000470947-001-5

IRS Federal Tax ID No: [redacted]

City Agreement No: C-127405