

ARLINGTON COUNTY, VIRGINIA

**AGREEMENT NO. 22-POL-R-565
AMENDMENT NUMBER 1**

This Amendment Number 1 is made on the date of execution by the County and amends Agreement Number 22-POL-R-565 ("Main Agreement") dated January 26, 2022 between ACME Auto Leasing, LLC ("Contractor") and the County Board of Arlington County, Virginia ("County").

The County and the Contractor agree to amend the Main Agreement as follows:

- 1. PURSUANT TO PROVISION 2. CONTRACT TERM, THIS AGREEMENT IS HEREBY RETROACTIVELY RENEWED FROM APRIL 2, 2023 TO APRIL 1, 2024.**
- 2. REMOVE AND REPLACE PAGES 3-4 OF EXHIBIT B WITH EXHIBIT B-1 ATTACHED.**

All other terms and conditions of the Main Agreement remain in effect.

WITNESS these signatures:

THE COUNTY BOARD OF ARLINGTON
COUNTY, VIRGINIA

ACME AUTO LEASING, LLC

AUTHORIZED DocuSigned by:
SIGNATURE: Dr. SHARON T. LEWIS
89B86B1AD301462...

AUTHORIZED DocuSigned by:
SIGNATURE: Steve Quick
B97ED10D227A45B...

NAME: DR. SHARON T. LEWIS

NAME: Steve Quick

TITLE: Purchasing Agent

TITLE: Operations Manager

DATE: 7/6/2023

DATE: 7/6/2023

EXHIBIT B-1

| | | |
|--------------------|---|--|
| THE STATE OF TEXAS | § | <u>First Modification of Contract</u> |
| | § | By and Between City of Plano and |
| | § | Acme Auto Leasing, LLC |
| | § | 2021-0073-AC |
| COUNTY OF COLLIN | § | |

THIS FIRST MODIFICATION OF CONTRACT (hereinafter "First Modification") is by and between the **CITY OF PLANO, TEXAS**, a home-rule municipal corporation (hereinafter "City"), acting by and through its City Manager or his designee, and **ACME AUTO LEASING, LLC**, a Connecticut limited liability company (hereinafter "Contractor").

WITNESS ETH:

WHEREAS, City and Contractor entered into a Contract on March 18 2021 (hereinafter "Contract") for Plano Police Department vehicle lease program (hereinafter "Services") with total annual estimated compensation of \$190,500.00; and

WHEREAS, City and Contractor desire to further amend such Contract to revise Exhibit B reflecting a price increase for new vehicle leases per month, keeping the overall Contract price amount the same as set forth herein this First Modification.

NOW THEREFORE, the Contract is incorporated herein as if written word for word. Except as provided below, all other terms and conditions of the Contract shall remain unchanged and shall remain in full force and effect. In the event of any conflict or inconsistency between the provisions set forth in this First Modification and the Contract, priority of interpretation shall be in the following order: First Modification, Contract. In consideration of the foregoing, and for other good and valuable consideration, the parties hereto agree as follows:

I.

Beginning on the effective date of this First Modification and continuing through the remaining term of the Contract, pages 3-4 of **Exhibit "B"** are hereby removed and replaced with one (1) page marked as **Exhibit "B-1"** and attached hereto reflecting a price increase for new vehicle leases per month. Any references in the Contract to **Exhibit "B"** shall be interpreted as references to **Exhibit "B"**, as amended by **Exhibit "B-1"**.

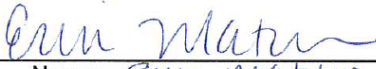
II.

Each person signing this First Modification represents and warrants that he or she is duly authorized and has legal capacity to execute and deliver this First Modification. Each party represents and warrants to the other that the execution and delivery of the First Modification and the performance of such party's obligations hereunder have been duly authorized and that the First Modification is a valid and legal agreement binding on such party and enforceable in accordance with its terms.

IN WITNESS WHEREOF, this First Modification shall be effective from and after the date of execution by the last signatory hereto as evidenced below.

ACME AUTO LEASING, LLC

Date: 4/20/2023

By: 
Name: Erin Matins
Title: COO

CITY OF PLANO, TEXAS

for:

By: 
Mark D. Israelson
CITY MANAGER

Date: 04/21/2023

APPROVED AS TO FORM:


Paige Mims, CITY ATTORNEY

2021-0073 AC RFB Plano Police Department Lease Vehicle Program

Bid Lines

1 01-01 Monthly Fixed Rate Fee Per Vehicle

The city estimates to lease between seventeen (17) and twenty-five (25) vehicles on an annual basis. This is a fixed price Lease Vehicle Program for the Plano Police Department. The line item should be the monthly fixed rate fee per vehicle. See specifications for details.

Rate for currently leased vehicles by the City:

Quantity: 1 UOM: each Price: \$635.00 Total: \$635.00

Rate for new vehicles priced per month:

Quantity: 1 UOM: each Price: \$795.00 Total: \$795.00

2 01-02- Excess Mileage Fee

This line item price should be the fee per mile exceeding the allowable miles per month. Monthly rate must allow for a minimum of two thousand (2,000) miles per vehicle. The excess mileage fee will not be used to determine the low bid. Only the monthly fixed rate fee per vehicle will be used in determining the lowest responsive, responsible bidder meeting specifications.

Quantity: 1 UOM: each Price: \$0.12 Total: \$0.12
