

CONTRACT SUMMARY SHEET

TO: THE OFFICE OF THE CITY CLERK, COUNCIL/PUBLIC
SERVICES DIVISION, INDEX SECTION

FROM: LAPD/CID Dan DeBellis
485-2102

QUESTIONS CALL:

CONTRACT NO.: C-99317-7 WD Annex

CONTRACTOR NAME: ABSOLUTE TOWING, HOLLENBECK
DIVISION, INC.

TERM OF CONTRACT: (6 months) 12/19/03 THRU: 6/18/04

TOTAL AMOUNT: N/A

PURPOSE OF CONTRACT: EXTEND ORIGINAL Contract
pending a Revised New Contract to
6-18-04

**SECOND AMENDMENT TO AGREEMENT NO. C-99317
BETWEEN
THE CITY OF LOS ANGELES
AND
ABSOLUTE TOWING, HOLLENBECK DIVISION, INC.
FOR
POLICE TOWING AND STORAGE SERVICES
AS AN "OFFICIAL POLICE GARAGE"**

THIS SECOND AMENDMENT to Agreement No. C-99317 between the City of Los Angeles, a municipal corporation (hereinafter referred to as "City"), acting by and through the Board of Police Commissioners (hereinafter referred to as "Board"), and Absolute Towing, Hollenbeck Division, Inc., a California corporation (hereinafter referred to as "Contractor") is entered into with reference to the following:

WHEREAS, the City issued a Request for Proposals (RFP) on January 15, 1997 for towing and storage services as an Official Police Garage (OPG) for the Los Angeles Police Department (hereinafter referred to as "LAPD"); and

WHEREAS, after receipt and evaluation of proposals, the City Council approved the Board's recommendation on February 27 1998 to award the contract to Absolute Towing, Hollenbeck Division, Inc., for the Los Angeles Police Department Hollenbeck Area on the basis of the best overall value to the City of Los Angeles; and

WHEREAS, the City and the Contractor entered into Agreement No. C-99317, effective June 19, 1998, to provide OPG services to the City on an as-needed basis for a term of five (5) years with the option to extend for an additional five (5) year period; and

WHEREAS, effective June 19, 2003, the Agreement was first amended to extend the term of the Agreement by six (6) months through December 18, 2003, to allow for finalization of a new prototype agreement for all of LAPD's official police garages; and

WHEREAS, the City requires the continued services of the OPG for an additional period of time pending issuance of a new agreement for said services; and

WHEREAS, both parties have agreed to extend the term of Agreement No. C-99317 for an additional six (6) month period through June 18, 2004 to allow for finalization of the new prototype agreement for all of LAPD's official police garages.

NOW THEREFORE, the parties hereby agree to amend Agreement No. C-99317 as follows:

1. ARTICLE 18. CONTRACT TERM is hereby amended to extend the term of the Agreement, as amended by the First Amendment, for an additional six (6) month period to allow for a new prototype agreement to be put in place for all official police garages, and will now read as follows:

The term of this Agreement will commence on June 19, 1998 and end on June 18, 2004, subject to the termination provisions herein. Either party may give notice to terminate on or before the end of the term. The City has the option to renew this Agreement for a period not to exceed forty-eight (48) months. The parties acknowledge that a new prototype agreement is being developed to be applicable to all official police garages, and further acknowledge that the new prototype agreement is intended to supercede this Agreement No. C-99317.

2. This Second Amendment is effective as of December 19, 2003.
3. Except as amended by this Second Amendment, all other provisions of Agreement No. C-99317, as amended by the First Amendment, will remain in full force and effect.

[Signature page follows.]

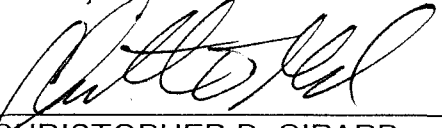
IN WITNESS THEREOF, the parties hereto have caused this instrument to be executed by their respective duly authorized representatives.

CITY OF LOS ANGELES

By: 
DAVID S. CUNNINGHAM III, President
Board of Police Commissioners

Date: 1-21-04

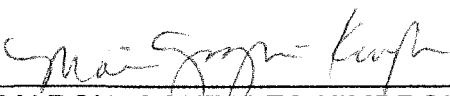
**ABSOLUTE TOWING, HOLLENBECK
DIVISION, INC.**

By: 
CHRISTOPHER D. GIRARD
President

Date: 1-14-04

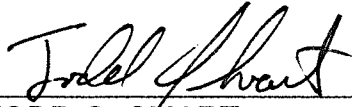
APPROVED AS TO FORM:

ROCKARD J. DELGADILLO
City Attorney

By: 
MARCIA GONZALES-KIMBROUGH
Deputy City Attorney

Date: 1-22-04

**ABSOLUTE TOWING, HOLLENBECK
DIVISION, INC.
(2nd Corporate Officer)**

By: 
TODD Q. SMART
Chief Executive Officer

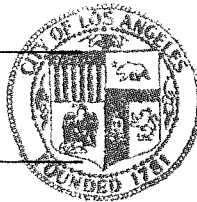
Date: 1-14-04

ATTEST:

J. MICHAEL CAREY, City Clerk

By: 
Deputy City Clerk

Date: 1-23-04



City of Los Angeles Business Tax Registration Certificate Number: 765349-18

Federal Taxpayer Identification Number: 95-4681887

City Agreement No.: C-99317