

**THIRD AMENDMENT
TO
SERVICE PROVIDER AGREEMENT
FOR
TOWING CONTRACT**

This Third Amendment ("Amendment") is dated effective this 1st day of January, 2023, and is entered into by and between the CITY OF TUMWATER, a Washington municipal corporation ("CITY"), and Summit Towing, a Washington State corporation ("SERVICE PROVIDER").

A. The CITY and the SERVICE PROVIDER entered into a Service Provider Agreement dated effective January 1, 2016, and a First Amendment dated January 1, 2019 and a Second Amendment dated January 1, 2022 whereby the SERVICE PROVIDER agreed to provide towing and storage services ("Agreement").

B. Section 14 of the Agreement provided that the Agreement may only be amended by written agreement signed by the parties.

C. The CITY and the SERVICE PROVIDER desire to amend the Agreement to continue the services described in Section 1 of the Agreement, extend the term of the Agreement, and increase the rates paid to the SERVICE PROVIDER.

NOW, THEREFORE, the parties agree to the following terms and conditions:

1. TERM.

Section 2 of the Agreement shall be amended to extend the term of the Agreement until December 31, 2023.

2. COMPENSATION

In consideration of the SERVICE PROVIDER continuing to provide the services described in Section 1 of the Agreement, Section 4.C of the Agreement shall be amended to increase the compensation paid to the SERVICE PROVIDER pursuant to the accepted bid proposal attached hereto as Exhibit "B-3" and by this reference incorporated herein. The total amount of the agreement and this Third amendment shall not exceed \$35,000.

3. FULL FORCE AND EFFECT.

All other terms and conditions of the Agreement not modified by this Amendment shall remain in full force and effect.

DATED the effective date set forth above.

CITY:

CITY OF TUMWATER
555 Israel Road SW
Tumwater, WA 98501

SERVICE PROVIDER:

Summit Towing Inc.
3534 W 4th St SE
Olympia, Wa. 98501

Debbie Sullivan, Mayor

Ryan Schultz
Signature (Notarized - see below)
Printed Name: Ryan Schultz
Title: president

ATTEST:

Melody Valiant, City Clerk

APPROVED AS TO FORM:

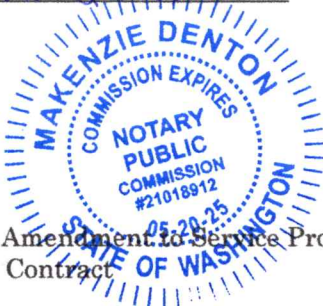
Karen Kirkpatrick, City Attorney

State of Washington

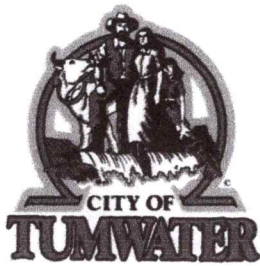
County of Thurston

I certify that I know or have satisfactory evidence that Ryan Schultz is the person who appeared before me, and said person acknowledged that (he/she) signed this instrument, on oath stated that (he/she) was authorized to execute the instrument and acknowledged it as the _____ of _____ to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated: 12.22.22



Makenzie Denton
(Signature)
Notary Public in and for the State of Washington
My appointment expires 5.20.25



City Hall
555 Israel Road SW
Tumwater, WA 98501-6515
Phone: 360-754-5855
Fax: 360-754-4138

EXHIBIT "B-3"

BID PROPOSAL

In response to the City of Tumwater request for proposals for the towing and/or storage of impounded, and city owned vehicles, the undersigned does hereby submit the following bid (less sales tax) for a one year period from date of contract:

IMPOUND FEE:

A) Class 'A' Tow Truck	\$	75 ⁰⁰
B) Class 'B' Tow Truck	\$	225 per hour
C) Class 'C' Tow Truck	\$	465 per hour
D) Class 'D' Tow Truck	\$	N/A
E) Class 'E' Tow Truck	\$	75 ⁰⁰

MILEAGE RATE: \$ 5⁰⁰

DOLLY RATE: \$ 35⁰⁰

STORAGE FEE:

A) Outside	\$	66 ⁰⁰
B) Inside	\$	66 ⁰⁰

STORAGE LOCATION: 3534 6th St SE / 1230 S. BAY RD NE

OTHER (DESCRIBE) Winch outs \$ 135 per hour

DATE: 12/14/22

COMPANY NAME:

Summit Towing Inc.

Ryan Schulz
Signature

COMPANY ADDRESS:

3534 6th St SE

Ryan Schulz
Name (Printed)

Olympia, Wa. 98501

president
Title