

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

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

THIS FIRST AMENDMENT TO THE AGREEMENT TO PROVIDE REFUSE TRUCK RENTALS AND RELATED PRODUCTS AND SERVICES (this "First Amendment") is made and entered into this 1st day of November 2019, by and between Big Truck Rental, LLC, a corporation 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 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 now desire to amend the Contract to make adjustments to unit pricing and to incorporate certain other changes.

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


A G R E E M E N T

- 1. The terms of the Contract are restated by and incorporated into this Second Amendment by reference.
- 2. Defined terms used in this Third Amendment shall have the same meaning as are assigned to such terms in the Contract.
- 3. This First Amendment incorporates unit price adjustments as specified in Exhibit A and shall become effective on November 1, 2019.
- 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 acknowledgement that the parties hereto have read and understood each and every provision hereof, the parties have caused this First Amendment to be executed as of the date first written above. .

BIG TRUCK RENTAL, LLC

BY: 
(signature)
PRINT NAME: Zach Martin
TITLE: Vice President of Sales
DATE: 10-17-19

CITY OF CHARLOTTE:
CITY MANAGER'S OFFICE
OFFICE/DEPARTMENT/DIVISION


BY: 
(signature)
PRINT NAME: Kay Elmore
TITLE: Chief Procurement Officer
DATE: 10/28/2019

EXHIBIT A
PRICE ADJUSTMENTS

RFP #269-2018-047 - HEAVY DUTY RENTAL AND RELATED PRODUCTS AND SERVICES

PROPOSERS SHOULD INPUT A DISCOUNT RATE FOR EACH CATEGORY THEY PROVIDE BELOW. ADDITIONAL CATEGORIES MAY BE ADDED AS NEEDED.

Category Number	Category	Discount (% from published/book rate)	Verifiable Published Price List ID	Comments
1	Accessories			
2	Aerial Equipment			
3	Air Moving Equipment			
4	Earth Moving Equipment			
5	Compaction Equipment			
6	Compressors			
7	Concrete and Masonry Equipment			
8	Cooling and Heating Equipment			
9	Cranes			
10	Demolition Equipment			
11	Drill Equipment and Tools			
12	Electrical Equipment			
13	Forklifts and Accessories			
14	Refuse Trucks	0-3%	See Attached	
15	Generators			
16	Landscaping			
17	Lighting Equipment			
18	Painting Equipment			
19	Pumps and Accessories			
20	Saws and Accessories			
21	Shop Equipment			
22	Trenching Equipment			
23	Vehicles and Trailers			
24	Washing Equipment			
25	Welding Equipment			
26	Miscellaneous			

RFP #269-2018-047 - HEAVY DUTY RENTAL AND RELATED PRODUCTS AND SERVICES
 ADDITIONAL CHARGES

PROPOSERS SHOULD IDENTIFY ALL ADDITIONAL CHARGES THAT WILL BE ADDED TO THOSE RATES INDICATED ON DISCOUNT BY PRODUCT CATEGORY. PLEASE USE THE COMMENTS SECTION TO BE AS SPECIFIC AS POSSIBLE ABOUT WHERE ADDITIONAL CHARGES WILL APPLY. FOR CHARGES THAT DO NOT APPLY TO PROPOSER, PLEASE ENTER "N/A". ADDITIONAL CHARGES MAY BE LISTED IF NECESSARY.

Potential Additional Charges	Comments
Delivery Fee	\$2.99 Per Mile
Fuel	
Training	
Loss of Use	
Cleaning	
Set Up Fee	
Mileage Charges	
Other	*Customer Damage and Consumables such as Tires are billed on a per rental basis based on pre-inspection and post-inspection documents. See Rental Agreement for details

Over Meter/Allotted Hours of Use	Additional Charge for Hours Over
Daily Rental	
Weekly Rental	
	Customer is to use the Vehicle for a maximum of 50 hours per week. If Customer uses the Vehicle beyond one shift, Customer agrees that it will pay an additional charge for such use. The additional charge shall be calculated in the following manner: (a) If the Customer uses the Vehicle more than 50 hours per week but less than 80 hours per week, then Customer shall pay an additional charge equal to one-half (1/2) times the Rental Rate; (b) If the Customer uses the Vehicle 80 or more hours per week, then Customer shall pay an additional charge equal to one (1) times the Rental Rate.
Monthly Rental	

**RFP #269-2018-047 - HEAVY DUTY RENTAL AND RELATED PRODUCTS AND SERVICES
NATIONAL MARKET BASKET**

THIS MARKET BASKET IS A GENERAL REPRESENTATION OF A CROSS SECTION OF EQUIPMENT RENTED NATIONWIDE. THIS IS NOT A CORE LIST. PRICING SUBMITTED ON THIS SHEET SHOULD MATCH THE DISCOUNTS OFFERED IN THE DISCOUNT BY CATEGORY. DO NOT INCLUDE ANY ADDITIONAL CHARGES IN THESE PRICES.

QUANTITIES ARE ESTIMATES ONLY FOR COMPARISON AND VERIFICATION OF DISCOUNTS PROVIDED. AND ARE NOT GUARANTEED.

Annual Nationwide Usage					Proposed Price/Equipment Details			
Item Number	Make	Model	Description	Monthly Rentals	Discount (Percentage from Discount by Category)	Price for Monthly Rental Big Truck Rental rental period is 4 Weeks	Make/Model of Quoted Equipment (if different)	Description of Quoted Equipment (if different)
50	Multiple	Multiple	Heil or McNeilus 20 Yard Rear Loader, Freightliner or Peterbilt Chassis, 16K Lb. Front Axle and 40K Lb. Rear Axle, Cart Tipper, Reeving Cylinder		0.0%	\$6,500		
51	Multiple	Multiple	Heil or McNeilus 25 Yard Rear Loader, Freightliner or Peterbilt Chassis, 20K Lb. Front Axle and 46K Lb. Rear Axle, Cart Tipper, Reeving Cylinder		1.5%	\$7,400		
52	Multiple	Multiple	Galbreath 60K Lb. Standard Outside Rail Hoist with Auto Tarping System, Freightliner or Peterbilt or Mack Conventional Cab Chassis, 20K Lb. Front Axle and 46K Lb. Rear Axle with 20K Lb. Steerable Drop Axle		1.5%	\$7,000		
53	Multiple	Multiple	Heil or McNeilus 40 Yard Front Loader, Mack or Peterbilt Chassis, 20K Lb. Front Axle and 46K Lb. Rear Axle		1.3%	\$8,000		
54	Multiple	Multiple	Heil or McNeilus 28 Yard Automated Side Loader, Peterbilt or Mack Chassis, 20K Lb. Front Axle and 46K Lb. Rear Axle, Dual Steer or Right-Hand Drive, Groeneveld Auto Lube System		1.2%	\$8,700		
55	Multiple	Multiple	Vac-Con 11 Yard Single Engine Combination Vacuum Machine, Freightliner 114SD Chassis, 20K Front Axle and 46K Rear Axle		0.0%	\$14,300		
*NOTE ALL RENTALS ARE A 4 WEEK RENTAL								

RFP #269-2018-047 - HEAVY DUTY RENTAL AND RELATED PRODUCTS AND SERVICES
Leasing Options and Pricing Structure

PLEASE PROVIDE YOUR LEASING OPTIONS AND PRICING FOR ALL EQUIPMENT CATEGORIES INCLUDED IN YOUR RENTAL OFFERINGS

*Big Truck Rental's rental agreement is a 28 day rental agreement and not a lease, but for customers who commit to rentals 6 months or longer, it is considered part of our long term rental plan and can receive the below discounted rate.

Item Number	Make	Model	Description	Discount (Percentage from Discount by Category)	Price for 4 Week Rental with a Commitment of 6 Months or Longer
50	Multiple	Multiple	Heil or McNeilus 20 Yard Rear Loader, Freightliner or Peterbilt Chassis, 16K Lb. Front Axle and 40K Lb. Rear Axle, Cart Tipper, Reeving Cylinder	0.0%	\$6,400
51	Multiple	Multiple	Heil or McNeilus 25 Yard Rear Loader, Freightliner or Peterbilt Chassis, 20K Lb. Front Axle and 46K Lb. Rear Axle, Cart Tipper, Reeving Cylinder	2.9%	\$7,300
52	Multiple	Multiple	Galbreath 60K Lb. Standard Outside Rail Hoist with Auto Tarping System, Freightliner or Peterbilt or Mack Conventional Cab Chassis, 20K Lb. Front Axle and 46K Lb. Rear Axle with 20K Lb. Steerable Drop Axle	3.0%	\$6,900
53	Multiple	Multiple	Heil or McNeilus 40 Yard Front Loader, Mack or Peterbilt Chassis, 20K Lb. Front Axle and 46K Lb. Rear Axle	2.7%	\$7,900
54	Multiple	Multiple	Heil or McNeilus 28 Yard Automated Side Loader, Peterbilt or Mack Chassis, 20K Lb. Front Axle and 46K Lb. Rear Axle, Dual Steer or Right-Hand Drive, Groeneveld Auto Lube System	2.5%	\$8,600
55	Multiple	Multiple	Vac-Con 11 Yard Single Engine Combination Vacuum Machine, Freightliner 114SD Chassis, 20K Front Axle and 46K Rear Axle	1.4%	\$14,200
*NOTE ALL RENTALS ARE A 4 WEEK RENTAL					

RFP #269-2018-047 - HEAVY DUTY RENTAL AND RELATED PRODUCTS AND SERVICES
Leasing Options and Pricing Structure

PLEASE PROVIDE YOUR PURCHASE OPTIONS AND PRICING FOR ALL EQUIPMENT
CATEGORIES INCLUDED IN YOUR RENTAL/LEASING OFFERINGS

Big Truck Rental offers a rent to purchase program. The customer and Big Truck Rental agree to a purchase price(see below) on the vehicle and 25% of all paid rentals can be applied to the purchase price of the vehicle. The minimum rental period on the program is 6 months with a maximum of 18 months. This program rental rate is the monthly rate as proposed in the market basket.

Big Truck Rental also markets/sells our off-rent trucks that typically range in 1.5-2 years in age. Big Truck Rental will offer the City of Charlotte and U.S. Communities members a 1% discount off of the standard retail price of the vehicle.

Big Truck Rental can offer US Communities members a full maintenance option on all of our rented trucks. This can cover anything from standard preventative maintenance requirements (oil changes, filter changes, etc.) or encompass the full requirements of any consumable items the truck may require during its rental term (tires, brakes, etc.). Because of the variability of this program, these services will be billed on an a la carte basis dependent on the customer request.