

**FIRST AMENDMENT
TO SERVICE CONTRACT**

THIS FIRST AMENDMENT TO SERVICE CONTRACT (Amendment) made and entered into effective _____, 2023 (Effective Date), amends the Service Agreement entered between the CITY OF FRESNO, a California municipal corporation (City), and ACE PARKING MANAGEMENT, a California Corporation (Contractor).

RECITALS

WHEREAS, the City and the Contractor entered into a Service Agreement on January 27, 2021 (Agreement), to provide revenue controls, customer service, and maintenance at the City's portfolio of parking assets, for a total fee of \$13,230,332; and

WHEREAS, the City has obtained the Tower Theater Parking Lot with 130 parking stalls. The parties incorporate the use of internet wireless technology to manage and operate the parking stalls; and

WHEREAS, the City and the Contractor's desire to keep the Term and Time for Performance contemplated in the Agreement without revision; and

WHEREAS, with entry into this Amendment, the Contractor agrees it has no claim, demand, or dispute against the City.

AGREEMENT

NOW, THEREFORE, the parties amend that the Agreement as follows:

1. The Contractor shall perform the additional services for the Tower Theater Parking Lot as described in Exhibit A for \$51,040.80.
2. The Contractor's total compensation for the Agreement shall be increased to \$13,281,372.80.
3. Except as otherwise provided herein, the Agreement remains in full force and effect.

[SIGNATURES FOLLOW ON NEXT PAGE.]

IN WITNESS WHEREOF, the Parties have executed this Amendment at Fresno, California, the day and year first above written.

CITY OF FRESNO,
A municipal corporation

ACE PARKING MANAGEMENT
A California corporation

By: _____
Melissa Almaguer Date
Parking Division Manager

By: _____

Name: _____

APPROVED AS TO FORM:
ANDREW JANZ
City Attorney

Title: _____
(If corporation or LLC., Board Chair, Pres.
or Vice Pres.)

By: _____
Brandon M. Collet Date
Supervising Deputy City Attorney

By: _____

Name: _____

ATTEST:
TODD STERMER, CMC
City Clerk

Title: _____
(If corporation or LLC., CFO., Treasurer,
Secretary or Assistant Secretary)

By: _____
Deputy Date

Attachment: Exhibit A

EXHIBIT A

1. Security Service for \$670 monthly;
2. AmeriSweep, Inc. for \$350 monthly;
3. Management fee \$397.80 monthly (Management fee based on stall count 130 x \$3.06 per stall), for a total monthly fee of \$1,417.80;
4. Grand total of \$51,040.80 for the contract term.