

**CITY OF MORENO VALLEY  
INDEPENDENT CONTRACTOR AGREEMENT  
ROTATIONAL TOW SERVICES PROGRAM**

**CONTRACT PERIOD  
TOLLING  
AMENDMENT**

The Rotational Tow Services Program Agreement (“Agreement”), dated **February 8, 2016**, by and between the City of Moreno Valley, California, a municipal corporation (“City”) and **Exclusive Recovery, Inc., dba Exclusive Towing**, as an independent contractor (“Tow Operator”) is hereby amended to toll the Agreement’s “Ending Date” of the “Contract Period” until **June 30, 2021** (“Tolling Period”) to preserve the status quo in the City’s Rotational Tow Services Program while the City contemplates changes in the City’s Rotational Tow Services Program to ensure that the Program is administered fairly in a manner that does not subject members of the public to overly burdensome costs while providing the current and prospective tow operators under the Program with an opportunity to obtain a fair and reasonable return on the services they provide the City under the Program.

**NOW, THEREFORE**, in consideration of the mutual covenants herein contained, the parties hereto agree as follows:

1. Section 2 (Contract Period) of the Agreement shall be amended to toll the “Ending Date” of December 31, 2020, to June 30, 2021, without any increases in the rates, charges and/or fees charged to, imposed on or collected from City or any members of the public under the Agreement in effect on December 31, 2020.

2. Unless otherwise provided herein, the remaining provisions of the Agreement and any duly approved amendments thereto shall remain in full force and effect up through June 30, 2021.

3. Nothing in this Amendment shall be interpreted to promise or guarantee any further tolling of the Ending Date of the Agreement or any assurance that the Tow Operator will be eligible to continue to participate in the City’s Rotational Tow Services Program, as it may be modified in the future.

4. Notwithstanding the foregoing, the City reserves the right to terminate the Tolling Period set forth herein with 30 days advanced written notice at any time prior to June 30, 2021.

**IN WITNESS HEREOF**, the parties have each caused their authorized representative to execute this Agreement.

**SIGNATURE PAGE TO FOLLOW**

INDEPENDENT CONTRACTOR AGREEMENT  
CONTRACT PERIOD  
TOLLING AMENDMENT

<b>CITY OF MORENO VALLEY</b>	<b>Exclusive Recovery, Inc., dba Exclusive Towing</b>
_____	_____
<b>Mike Lee, City Manager</b>	<b>Signature</b>
_____	_____
<b>Date</b>	<b>Print Name</b>
_____	_____
	<b>Print Title</b>
	_____
	<b>Date</b>
	_____

Attachment:

Rotational Tow Services Program Agreement

<b>INTERNAL USE ONLY</b>
<b>APPROVED AS TO LEGAL FORM:</b>
_____
Steven B. Quintanilla, Interim City Attorney
_____
Date
_____
<b>RECOMMENDED FOR APPROVAL:</b>
_____
Marshall Eyerman, Assistant City Manager
_____
Date
_____
Manuel A. Mancha, Community Development Director
_____
Date
_____