

AMENDATORY AGREEMENT NO. 1

THIS AMENDATORY AGREEMENT NO. 1, made and entered into by and between the **CITY OF ATLANTIC CITY**, a municipal corporation of the State of New Jersey, with its principal offices located at 1301 Bacharach Boulevard, Atlantic City, New Jersey 08401, hereinafter referred to as "**CITY**", and **FIRST VEHICLE SERVICES, INC.** with offices located at 1100 N. Albany Avenue, Atlantic City, NJ 08401, hereinafter referred to as "**CONSULTANT**", pursuant to Resolution No. 155 adopted by the Council of the **CITY** on March 19, 2025, a copy of which is attached hereto and made a part hereof.

WHEREAS, by Resolution No. 603 adopted September 21, 2022, the City of Atlantic City entered into an Agreement with **CONSULTANT** for **MAINTENANCE AND MANAGEMENT SERVICES FOR THREE YEARS** in the amount of **SEVEN MILLION TWENTY-FOUR THOUSAND EIGHT HUNDRED NINETY DOLLARS AND FORTY-FIVE CENTS (\$7,024,890.45)**; and

WHEREAS, it is necessary to provide additional payment to **FIRST VEHICLE SERVICES, INC.**, in the amount of **FORTY- FOUR THOUSAND NINE HUNDRED EIGHTY-SX DOLLARS AND THIRTY-FIVE CENTS (\$44,986.35)** for **OUT OF TARGET FLEET SERVICES** to be known as **AMENDATORY AGREEMENT No. 1**.

WHEREAS, with the exception of the modifications contained herein, all other terms, conditions and provisions of the Agreement between the parties shall remain in full force and effect.

NOW, THEREFORE, BE IT RESOLVED in consideration of the mutual covenants contained herein, the parties agree that the Agreement authorized by Resolution No. 603 adopted by the Council of the **CITY** on September 1, 2022, is hereby amended to include the above referenced section outlined in Resolution No. 155 adopted by Council on March 19, 2025, in the amount of **FORTY-FOUR THOUSAND NINE HUNDRED EIGHTY-SIX DOLLARS AND THIRTY-FIVE CENTS**

(\$44,986.35) for a new total not to exceed **SEVEN MILLION SIXTY-NINE THOUSAND EIGHT HUNDRED SEVENTY-SIX DOLLARS AND EIGHTY CENTS (\$7,069,876.80)** to be known as **AMENDATORY AGREEMENT No. 1.**

CONSULTANT represents that it is in compliance with all laws of the State of New Jersey, all Ordinances of the City of Atlantic City, including Ordinance No. 24 of 1993, Executive Order No. 1 of 1993, and will remain so for the term of this Agreement and Amendatory Agreement No. 1, and failure to continue in compliance shall be deemed a breach of the Agreement and this Amendatory Agreement No. 1.

CONSULTANT cannot assign its rights or obligations under the Agreement without the prior written consent of the **CITY.**

The Amendatory Agreement No. 1 is effective as of the date of complete execution hereof.

IN WITNESS WHEREOF, the CITY and CONSULTANT have caused this Amendatory Agreement No. 1 to be executed on or as of the day and year first below written.

ATTEST:

Paula Geletei
Paula Geletei, City Clerk

CITY OF ATLANTIC CITY

By: Marty Small, Sr.
Marty Small, Sr., Mayor

Date: 7-16-25

WITNESS:

[Signature]

FIRST VEHICLE SERVICES, INC.

By: [Signature]
Chief Financial Officer

Mathieu Le Bourhis

(PLEASE PRINT NAME ABOVE)

DATE: April 10, 2025

The Amendatory Agreement No. 1 is approved as to form and execution.

Date: 7/15/25

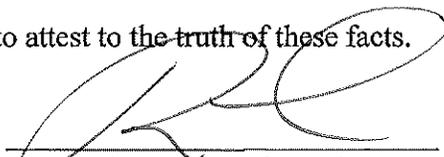
By: [Signature]
Peter T. Sallata, Esq.
Assistant City Solicitor

STATE OF ILLINOIS)
) ss.
COUNTY OF DU PAGE)

I CERTIFY that on April 10, _____, 2025,
Randall Lewis _____, the Secretary or Assistant Secretary of the Corporation,
personally came before me, and this person acknowledged under oath, to my satisfaction, that:

- (a) this person is the secretary or assistant secretary of
First Vehicle Services, Inc.
(the corporation named in this document);
- (b) this person is the attesting witness to the signing of this document by the proper
corporate officer of the corporation;
- (c) this document was signed and delivered by the corporation as its voluntary act
duly authorized by a proper resolution of its Board of Directors and;
- (d) this person signed this proof to attest to the truth of these facts.

Signed and sworn to before me on

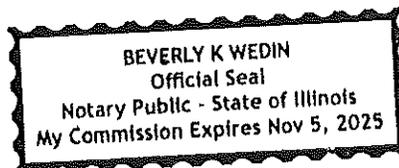


Secretary or Asst. Secretary

April 10, _____, 2025



Notary Public



Resolution of the City of Atlantic City

No. 155

Approved as Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

Assistant City Solicitor /s/ Karl Timbers

Director of Public Works/s/ Crystal Lewis

Prepared by City Solicitor's Office

Council Members MARSHALL, RANDOLPH & SHABAZZ present the following Resolution:

RESOLUTION AWARDING AN AMENDATORY AGREEMENT TO FIRST VEHICLE SERVICES FOR OUT OF TARGET FLEET SERVICES IN THE AMOUNT OF \$ 44,986.35

WHEREAS, by Resolution No. 603 of September 21, 2022, the City of Atlantic City entered into an Agreement with **FIRST VEHICLE SERVICES** for **FLEET MAINTENANCE AND MANAGEMENT SERVICES FOR THREE YEARS** for a total delivered sum of **SEVEN MILLION TWENTY-FOUR THOUSAND EIGHT HUNDRED NINETY DOLLARS AND FORTY-FIVE CENTS (\$7,024,890.45)**; and

WHEREAS, additional funds are necessary for **OUT OF TARGET FLEET SERVICES** at an additional cost of **FORTY-FOUR THOUSAND NINE HUNDRED EIGHTY-SIX DOLLARS AND THIRTY-FIVE CENTS (\$44,986.35)** to be known as **AMENDATORY AGREEMENT NO. 1**.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Atlantic City that the Mayor is hereby authorized to execute and the City Clerk to attest to an **AMENDATORY AGREEMENT** with **FIRST VEHICLE SERVICES** at an additional cost of **FORTY-FOUR THOUSAND NINE HUNDRED EIGHTY-SIX DOLLARS AND THIRTY-FIVE CENTS (\$44,986.35)**, for a new total amount not to exceed **SEVEN MILLION SIXTY-NINE THOUSAND EIGHT HUNDRED SEVENTY-SIX DOLLARS AND EIGHTY CENTS (\$7,069,876.80)**, for the aforementioned change of scope of work to be known as **AMENDATORY AGREEMENT NO. 1**.

BE IT FURTHER RESOLVED that a Certificate of Funds from the Chief Financial Officer is attached to this Resolution, showing the availability of funds from Account No. 4-01-26-315-400-282 and specifying the line-item appropriation from the 2024 Budget to satisfy the aforesaid award of this amendatory agreement and pursuant to State approval.

March 19, 2025

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
BAILEY	X						LACCA	X					
CROUCH	X					X	MARSHALL	X					
DUNSTON	X						SHABAZZ	X				X	
KURTZ	X						TIBBITT	X					
RANDOLPH, PRESIDENT								X					
X-Indicates Vote NV-Not Voting AB-Absent MOT-Motion SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: MARCH 19, 2025

Paula Geletei

/s/ Paula Geletei, City Clerk