

**AMENDMENT NUMBER TWO
TO LEASE AGREEMENT
BETWEEN
THE CITY OF COSTA MESA
AND
WILLIAM SCOTSMANS, INC**

This Amendment Number Two ("Amendment") to Lease Agreement is made and entered into this 4th day of May, 2023 ("Effective Date"), by and between the CITY OF COSTA MESA, a municipal corporation ("Lessee") and WILLIAM SCOTSMAN, INC ("Lessor").

WHEREAS, Lessee and Lessor entered into a lease agreement on April 24, 2021, for Lessee's use of an office trailer (the "Lease"); and

WHEREAS, Section 2.2 of the Lease provided for a term of 12 months, expiring April 23, 2022; and

WHEREAS, Lessee and Lessor entered into Amendment Number One on April 1, 2022, extending the term of the Lease for an additional 12 months, expiring on April 23, 2023; and

WHEREAS, Lessee and Lessor desire to extend the term of the Lease for one additional month, expiring on May 23, 2023, with no further extensions.

NOW, THEREFORE, for valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree to amend the Lease as follows:

1. Section 2.2 of the Agreement is amended to extend the term of the Lease until May 23, 2023, and no further. At midnight on that date, the term shall expire with no further extensions permitted. Immediately thereafter, Lessor shall remove the trailer, consistent with Lessor's obligations set forth in paragraph 11 of the Public Works Agreement for Removal of Code Enforcement Trailer dated August 30, 2021.
2. All terms not defined herein shall have the same meaning and use as set forth in the Agreement, as amended.
3. All other terms, conditions, and provisions of the Agreement, as amended, shall remain in full force and effect.
4. This Amendment may be executed in one or more counterparts, each of which shall be deemed an original. All counterparts shall be construed together and shall constitute one Agreement together with this Amendment Number Two and Amendment Number One.

[Signatures appear on following page]

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be executed by and through their respective authorized officers, as of the date first above written.

LESSOR WILLIAMS SCOTSMAN, INC.

By: *Joseph L. Spence*
Its: Sr. CONTRACTS ADMINISTRATOR

Date: 7/11/2023

CITY OF COSTA MESA

Lori Ann Farrell Harrison
Lori Ann Farrell Harrison
City Manager

Date: 8/1/23

ATTEST:

Brenda Green 8/2/2023
Brenda Green
City Clerk



APPROVED AS TO FORM:

Kimberly Hall Barlow
Kimberly Hall Barlow
City Attorney

Date: 8/1/23

APPROVED AS TO INSURANCE:

Ruth Wang
Ruth Wang
Risk Management

Date: 7/24/23


DEPARTMENTAL APPROVAL:



Jennifer Le
Economic and Development Services Director

Date: 7-26-23

APPROVE AS TO PURCHASING:



Carol Molina
Finance Director

Date: July 19, 2023