

**AMENDMENT NO. 3 TO THE AGREEMENT
BETWEEN THE CITY OF SAN MATEO AND
PINNACLE PETROLEUM, INC. FOR GASOLINE FUEL
PROCUREMENT AND DELIVERY FOR PUBLIC WORKS ANNUAL FUEL PROCUREMENT
(\$250,000 [Original Amount], \$250,000 [Amendment 1], \$250,000 [Amendment 2], \$250,000
[Amendment 3])**

WHEREAS, the City of San Mateo ("City"), a municipal corporation of the State of California, and Pinnacle Petroleum, Inc. ("Contractor"), entered into an Agreement for gasoline fuel procurement and delivery services ("Agreement") on June 30, 2020; and

WHEREAS, City and Contractor wish to amend the Agreement effective November 21, 2022 to increase the amount of this Agreement; and

WHEREAS, the City has completed the original one-year Agreement term; and has the option to extend the original contract for up to four one-year extensions on the same price and terms; and

WHEREAS, the City has extended the contract for a second, one-year term through June 30, 2023; and

WHEREAS, the original cost of fuel has escalated and is no longer sufficient; and

WHEREAS, the City and Pinnacle Petroleum, Inc. wish to amend the Agreement to increase the amount of the Agreement through June 30, 2023.

NOW, THEREFORE, the parties agree as follows:

1. Section 5, "Payment," of the Agreement is amended to read as follows:

"In consideration for the full performance of the services set forth in Exhibit A, CITY agrees to pay CONTRACTOR a fee in an amount not to exceed \$500,000, pursuant to rates stated in Exhibit B for the duration of this one-year extended term."

2. The remaining terms of the Agreement remain in full force and effect.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, CITY OF SAN MATEO and PINNACLE PETROLEUM, INC. have executed this
Amendment No. 3 on _____.

CITY OF SAN MATEO

CONTRACTOR

Azalea Mitch
Public Works Director

Liz McKinley
Its Authorized Agent
President