

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4664

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SECOND AMENDMENT TO AGREEMENT NO. 35550

35550

THIS SECOND AMENDMENT TO AGREEMENT NO. 35550 is made and entered, as of November 16, 2022, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on November 15, 2022, by and between PARKWOOD LANDSCAPE MAINTENANCE, INC., a California corporation ("Contractor"), with a place of business at 16443 Hart Street, Van Nuys, California 91406, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with maintaining grounds landscaping for parks, open spaces, street medians, parking lots, and marina areas, at and around City facilities in the Queensway Bay area of Long Beach; and

WHEREAS, City and Contractor (the "Parties") entered into Agreement No. 35550 (the "Agreement") whereby Contractor agreed to provide these services; and

WHEREAS, the Parties entered a First Amendment to add \$341,785, inclusive of a 15% contingency to the term ending July 30, 2022; and, starting with the term beginning July 1, 2022, increase the annual not to exceed amount to \$1,098,357;

WHEREAS, the Parties desire to add \$87,869, inclusive of a 15% contingency to the term ending June 30, 2022; and, starting with the term beginning July 1, 2022, increase the annual not to exceed amount to \$1,186,226;

NOW, THEREFORE, in consideration of the mutual terms, covenants, and conditions herein contained, the Parties agree as follows:

1. Section 1.A. of the Agreement is hereby amended to read as follows.
"1.A. Contractor shall furnish specialized services more particularly described in City's RFP, attached to the Agreement as Exhibit "B", and Contractor's response to City's RFP, attached to the Agreement as Exhibit "C" both incorporated by this reference, in accordance with the standards of the profession, and City shall pay for these services in the manner described below, for the term July 1, 2020 to June 30, 2021 an

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1 amount not to exceed Six Hundred Fifty Seven Thousand Eight Hundred Eighty Nine
2 Dollars (\$657,889), with a fifteen percent (15%) contingency in the amount of Ninety Eight
3 Thousand Six Hundred Eighty Three Dollars (\$98,683), for a total amount not to exceed
4 Seven Hundred Fifty Six Thousand Five Hundred Seventy Two Dollars (\$756,572); and,
5 for the term beginning July 1, 2021, the annual not to exceed amount shall be One Million
6 Ninety-Eight Thousand Three Hundred Fifty-Seven Dollars (\$1,098,357); and for the term
7 beginning July 1, 2022, the annual not to exceed amount shall be One Million One Hundred
8 Eighty Six Thousand Two Hundred Twenty Six Dollars (\$1,186,226), inclusive of a fifteen
9 percent (15%) contingency in the amount of Eighty Seven Thousand Eight Hundred Sixty
10 Nine Dollars (\$87,869), at the rates or charges shown in Exhibit "D".

11 2. Except as expressly modified herein, all of the terms and conditions
12 contained in Agreement No. 35550 are ratified and confirmed and shall remain in full force
13 and effect.

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IN WITNESS WHEREOF, the parties have caused this document to be duly executed with all formalities required by law as of the date first stated above.

PARKWOOD LANDSCAPE MAINTENANCE, INC., a California corporation

December 8, 2022 By David Melito
Name DAVID MELITO
Title PRESIDENT

December 8, 2022 By David Melito
Name DAVID MELITO
Title SECRETARY

"Consultant"

CITY OF LONG BEACH, a municipal corporation

December 22, 2022 By Linda J. Jakum
City Manager

"City" EXECUTED PURSUANT TO SECTION 30T OF THE CITY CHARTER.

This Second Amendment to Agreement No. 35550 is approved as to form on 12/20, 2022.

CHARLES PARKIN, City Attorney

By Ch L.
Deputy

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