

SECOND AMENDMENT TO CONTRACT NO. 29182

29182

THIS SECOND AMENDMENT TO CONTRACT NO. 29182 is made and entered, in duplicate, as of May 10, 2007 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting held on March 13, 2007, by and between TRUGREEN LANDCARE, a California general partnership, whose address is 1367 West Ninth Street, Upland, California 91786 ("Contractor"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, pursuant to a "Notice Inviting Bids for the Annual Contract for Tree Trimming Services in the City of Long Beach, California," dated November 19, 2004, and published by the City, bids were received, publicly opened and declared on the date specified in said Notice; and

WHEREAS, the City Manager accepted the bid of the Contractor; and

WHEREAS, the City Council authorized the City Manager to enter a contract with Contractor for the work described in Plans & Specifications No. R-6671;

WHEREAS, the parties desire to extend the term and increase the amount of said Contract;

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

1. Section 2 of Contract No. 29182 is amended in its entirety to read as follows:

2. PRICE AND PAYMENT. A. For the period from April 11, 2005 through April 10, 2006, City shall pay to Contractor the amount(s) for materials and work identified in Contractor's "Bid for the Annual Contract for Tree Trimming Services in the City of Long Beach, California," attached to the Contract as Exhibit "A" and incorporated by reference. Contractor shall submit requests for progress payments and City will make payments in due course of payments in accordance with Section 9 of the Standard Specifications for Public Works Construction (latest edition)."

1 B. For the period from April 11, 2006 through April 10, 2007, City shall pay
2 to Contractor the amount(s) for materials and work identified in Contractor's "2006
3 Update to Plans and Specifications No. R-6671, for the Annual Contract for Tree
4 Trimming Services in the City of Long Beach, California," attached to the First
5 Amendment as Exhibit "A-1" and incorporated by reference.

6 C. For the period from April 11, 2007 through April 10, 2008, City shall pay
7 to Contractor the amount(s) for materials and work identified in Contractor's "2007
8 Update to Plans and Specifications No. R-6671, for the Annual Contract for Tree
9 Trimming Services in the City of Long Beach, California," attached to this Second
10 Amendment as Exhibit "A-2" and incorporated by this reference."

11 2. The term of this Contract is extended for 365 days, beginning on
12 April 11, 2007.

13 3. Except as expressly amended in this Second Amendment, all terms
14 and conditions in Contract No. 29182 are ratified and confirmed and shall remain in full
15 force and effect.

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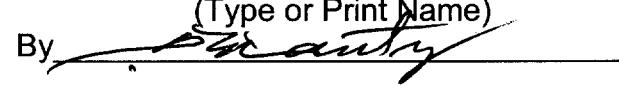
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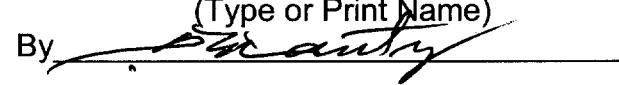
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IN WITNESS WHEREOF, the parties have caused this document to be duly
executed with all formalities required by law as of the date first stated above.

TRUGREEN LANDCARE, a California
general partnership
By: TRUGREEN LANDCARE, LLC,
General Partner

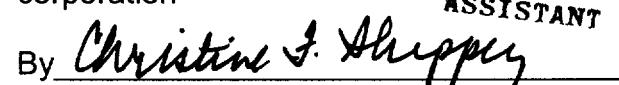
By 
Richard A. Ascolese, President

June 6, 2007
By 
Thomas E. Courtney, Vice President
(Type or Print Name)

June 7, 2007
By 
Thomas E. Courtney, Vice President
(Type or Print Name)

“Contractor”

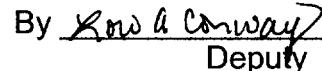
CITY OF LONG BEACH, a municipal
corporation

By 
Christine J. Shappley
City Manager
EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.
ASSISTANT

June 14, 2007
This Second Amendment to Contract No. 29182 is approved as to form on

6/12, 2007.

ROBERT E. SHANNON, City Attorney

By 
Robert E. Shannon
Deputy

LAC:bg
04-05322

EXHIBIT A-2

**2007 update to Plans and Specifications
No. R-6671, for the Annual Contract for
Tree Trimming Services in the City of
Long Beach, California**

**TruGreen LandCare
Branch 6169
1367 W 9th Street
Upland, CA 91786
Office: 909-920-4308**

<u>BID ITEMS</u>	<u>QUANTITY</u>	<u>NEW UNIT COST</u> (Includes 6% Increase Effective April 11, 2007)
1 Phx. Palm	EA	45.86
2 Cocos Palm	EA	45.86
3 Wash Rob	EA	45.86
4 Wash. Fillifra	EA	45.86
5 Trac. Palm	EA	45.86
6 Ficus	EA	45.86
7 carob	EA	45.86
8 Jacaranda	EA	45.86
9 Par. Elm	EA	45.86
10 Sycamore	EA	45.86
11 Tristania	EA	45.86
12 Alder	EA	45.86
13 Mod. Ash	EA	45.86
14 Pittusporum	EA	45.86
15 C. Cherry	EA	45.86
16 Bauhinia	EA	45.86
17 liq. Ambar	EA	45.86
18 Melaleuca	EA	45.86
19 Bottle Brush	EA	45.86
20 Q. Llex	EA	45.86
21 Zelkova	EA	45.86
22 Magnolia	EA	45.86
23 Shamel Ash	EA	45.86
24 Brazillina Peper	EA	45.86
25 Pear	EA	45.86
26 plum	EA	45.86
27 Maple	EA	45.86
28 Koel	EA	45.86
29 Caupania	EA	45.86

<u>BID ITEMS</u>	<u>QUANTITY</u>	<u>NEW UNIT COST</u>
30 Podocarpus	EA	45.86
31 Catalpa	EA	45.86
32 Locust	EA	45.86
33 Camphor	EA	45.86
34 ligust	EA	45.86
35 Ginko	EA	45.86
36 Tulip	EA	45.86
37 Casurnia	EA	45.86
38 Tipuana	EA	45.86
39 Sib. Elm	EA	45.86
40 C.I. Pine	EA	45.86
41 Stone Pine	EA	45.86
42 Harpep.	EA	45.86
43 Bottle tree	EA	45.86
44 Euc. Cit	EA	45.86
45 Iron Bark	EA	45.86
46 Blue gum	EA	45.86
47 Silv. Dollar	EA	45.86
48 Grevillia	EA	45.86
49 Cal Pepper	EA	45.86
50 Any Other Species N	EA	45.86
51 Stump Grinding	EA	106.00
52 Trimming Park Trees	EA	86.92