THIRD AMENDMENT TO AGREEMENT NO. 35550

35550

3 THIS THIRD AMENDMENT TO AGREEMENT NO. 35550 is made and entered, as of May 31, 2023, 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 6 7 corporation ("Contractor"), with a place of business at 16443 Hart Street, Van Nuys, 8 California 91406, and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City requires specialized services requiring unique skills to be 10 performed in connection with maintaining grounds landscaping for parks, open spaces, 11 street medians, parking lots, and marina areas, at and around City facilities in the 12 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

15 WHEREAS, the Parties entered into a First Amendment to add \$341,785, 16 inclusive of a 15% contingency to the term ending July 30, 2022; and, starting with the term 17 beginning July 1, 2022, increase the annual not to exceed amount to \$1,098,357; and

18 WHEREAS, the Parties entered into a Second Amendment to add \$87,869, 19 inclusive of a 15% contingency to the term ending June 30, 2023; and, starting with the 20 term beginning July 1, 2022, increase the annual not to exceed amount to \$1,186,226; and

21 WHEREAS, the Parties desire to add \$87,869, inclusive of a 15% 22 contingency to the term ending June 30, 2024; and, starting with the term beginning July 23 1, 2023, increase the annual not to exceed amount to \$1,186,226;

24 NOW, THEREFORE, in consideration of the mutual terms, covenants, and 25 conditions herein contained, the Parties agree as follows:

26 1. Section 1.A. of the Agreement is hereby amended to read as follows. 27 "1.A. Contractor shall furnish specialized services more particularly described in City's RFP, attached to the Agreement as Exhibit "B", and Contractor's 28

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1 response to City's RFP, attached to the Agreement as Exhibit "C" both incorporated by this 2 reference, in accordance with the standards of the profession, and City shall pay for these 3 services in the manner described below, for the term July 1, 2020 to June 30, 2021 an amount not to exceed Six Hundred Fifty Seven Thousand Eight Hundred Eighty Nine 4 5 Dollars (\$657,889), with a fifteen percent (15%) contingency in the amount of Ninety Eight 6 Thousand Six Hundred Eighty Three Dollars (\$98,683), for a total amount not to exceed 7 Seven Hundred Fifty Six Thousand Five Hundred Seventy Two Dollars (\$756,572); and, 8 for the term beginning July 1, 2021, the annual not to exceed amount shall be One Million 9 Ninety-Eight Thousand Three Hundred Fifty-Seven Dollars (\$1,098,357); and for the term 10 beginning July 1, 2022, the annual not to exceed amount shall be One Million One Hundred 11 Eighty Six Thousand Two Hundred Twenty Six Dollars (\$1,186,226), inclusive of a fifteen 12 percent (15%) contingency in the amount of Eighty Seven Thousand Eight Hundred Sixty 13 Nine Dollars (\$87,869), and for the term beginning July 1, 2023, the annual not to exceed 14 amount shall be One Million One Hundred Eighty Six Thousand Two Hundred Twenty Six 15 Dollars (\$1,186,226), inclusive of a fifteen percent (15%) contingency in the amount of 16 Eighty Seven Thousand Eight Hundred Sixty Nine Dollars (\$87,869), at the rates or 17 charges shown in Exhibit "D"."

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

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