

AGREEMENT NO. 2019-159C

THIRD AMENDMENT TO MAINTENANCE CONTRACT

This Third Amendment to Maintenance Contract Agreement No. 2019-159 (Amendment) effective date of July 1, 2021, is entered into between the City of Camarillo, a California general law city and municipal corporation (City), and Landscape Development Inc., dba Enhanced Landscape Management, a California corporation (Contractor) collectively referred to as the "Parties".

RECITALS

A. The Parties have entered into a written agreement entitled "City of Camarillo Maintenance Contract Agreement No. 2019-159" having an effective date of January 1, 2020 (Agreement) to provide for certain maintenance services in the amount of \$6,336,708 as outlined in Exhibit A of Agreement from Contractor. The term of the Agreement is forty-two months ending June 30, 2023.

B. The parties have entered into a written agreement entitled "First Amendment to Maintenance Contract Agreement No. 2019-159A" having an effective date of July 1, 2020 (First Amendment) to reduce the scope of landscape maintenance services due to economic impact of the COVID-19 pandemic by \$339,148.20 for each remaining Fiscal Year for a total FY 2020/21 through FY 2020/23 annual amount of \$1,471,339.80 with CPI increases for FY 2021/22 and FY 2022/23 for a total agreement amount of 5,319,263.40.

C. The parties have entered into a written agreement entitled "Second Amendment to Maintenance Contract Agreement No. 2019-159B" having an effective date of April 14, 2021 (Third Amendment) to perform special project and landscape renovations in serval assessment districts in the amount of \$27,000 as outlined in Exhibit A of the Second Amendment from Contractor for a total agreement amount of \$5,346,263.40.

D. All capitalized terms not defined in this Amendment have the meaning set forth in the Agreement.

E. The parties desire to modify the Scope of Work in accordance with Section 15.5 of the Agreement.

Section 1. Amendment. The Agreement is amended to add the following:

1. Additional "Scope of Services" of the Agreement is amended to add the following:

Contractor to re-establish the scope of landscape maintenance services and frequencies to pre COVID-19 pandemic levels with an annual increase of \$339,148.20 for an annual amount of 1,810,488 for FY 2021/22 and FY 22/23 with a CPI increase for FY 22/23.

Section 2. Compensation and Payment. Third Amendment to the Maintenance Contract is for a not-to-exceed amount of \$678,296.40 to re-establish the scope of landscape maintenance services and frequencies to pre COVID-19 pandemic levels, for a total agreement amount of \$6,024,559.80.

Section 3. Continuation of Terms of Agreement. Except as expressly modified by the terms and provisions of this document, the remaining terms and provisions of the Agreement remain in full force and effect.

THE AUTHORIZED REPRESENTATIVES of the Parties have caused this Third Amendment to Agreement No. 2019-159, to be executed as of the Effective Date.

CITY OF CAMARILLO

Greg Ramirez

Greg Ramirez, City Manager

ATTEST:

Silvia Jaquez, Deputy City Clerk

Jeffrie Madland, City Clerk

APPROVED AS TO FORM:

Brian Pierik

Brian A. Pierik, City Attorney

LANDSCAPE DEVELOPMENT INC., dba ENHANCED LANDSCAPE MANAGEMENT

Gary Horton

Gary Horton, President

Timothy Myers

Timothy Myers, CFO

Camarillo Business Tax Certificate No. 007907

Expiration Date: 05/31/2022