

AMENDMENT NO. 3

CITY OF CHICO - CONTRACTUAL SERVICES AGREEMENT

AGREEMENT DATED MARCH 1, 2018

BETWEEN CITY OF CHICO

AND

DAWSON & SON, INC. dba DAWSON LANDSCAPING
Contractor

LANDSCAPE MAINTENANCE SERVICES
FOR VARIOUS LOCATIONS THROUGHOUT THE CITY OF CHICO
Project Title

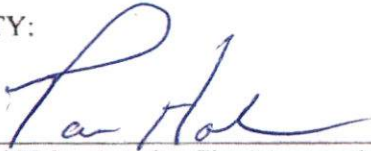
VARIOUS
Budget Account Number

THIS CONTRACTUAL SERVICES AGREEMENT AMENDMENT (Amendment) is entered into on March 1, 2022 by and between the City of Chico, a municipal corporation under the laws of the State of California, (City), and Dawson & Son Inc, dba Dawson Landscaping, a California corporation, (Contractor). On March 1, 2018, City and Contractor entered into "City of Chico - Contractual Services Agreement", (Agreement). On March 1, 2019, City and Contractor executed Amendment 1 to the Agreement. On March 1, 2020, City and Contractor executed Amendment 2 to the Agreement. The provisions of the Agreement are hereby amended as follows:

1. Section 3 – Service Locations and Details of Exhibit B is hereby superseded and replaced by revised Pages B-29-R3 through B-33-R3 attached hereto and by this reference incorporated in the Agreement.
2. Exhibit C is hereby superseded and replaced by revised Pages C-1-R3 through C-2-R3 attached hereto and by this reference incorporated into the Agreement.
3. Appendix A– LANDSCAPE MAINTENANCE MATRIX is hereby superseded and replaced by revised Pages Zone A-Appendix A1-R3 through A2-R3 attached hereto and by this reference incorporated in the Agreement.
4. All other provisions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment on the date set forth above.

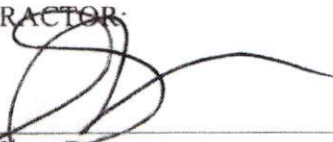
CITY:



Paul Hahn, Interim City Manager*

*Authorized pursuant to Section 3.08.060 of the Chico Municipal Code

CONTRACTOR:



By: Shane Dawson
President

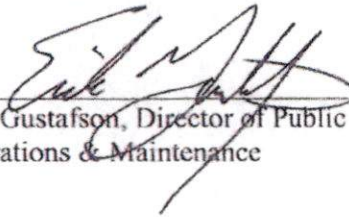
APPROVED AS TO FORM:



Vince C. Ewing, City Attorney*

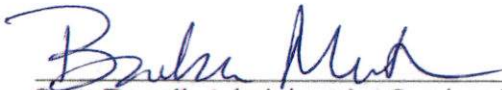
*Pursuant to The Charter of the City of Chico, Section 906(D)

APPROVED AS TO CONTENT:



Erik Gustafson, Director of Public Works
Operations & Maintenance

REVIEWED AS TO CONTENT:



~~Scott Dowell~~, Administrative Services Director*

Barbara Martin, Interim ASD

*Reviewed by Finance and Information Systems

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EXHIBIT B

SECTION 3 – SERVICE LOCATIONS AND DETAILS

Following is a list of the locations requiring services under this Agreement in two of three maintenance zones, **Zone A** and **Zone C**. **Zone A** encompasses landscape areas west of Hwy 99 and Cohasset Road, while **Zone C** encompasses the landscape areas located south of, and including, Hwy 32. This list is to be used in conjunction with:

- Appendix A to this Exhibit B, entitled “Landscape Maintenance Matrix”, which outlines the maintenance activities and frequencies for each site within **Zones A and C**.
- Appendix B to this Exhibit B, entitled “City Landscape Service Contract maps **Zone A and C**.”

The City reserves the right to add or reduce landscape sites serviced under the Agreement. Additional sites will be added to the Agreement as new subdivisions and landscapes are built and accepted by the City. In addition, some sites may be removed from the list over the term of the Agreement. The increased cost for servicing the additional sites will be initially billed as Extra Services at an agreed upon cost proposal prior to the commencement of services. Contractor will be compensated for any services performed up to the removal of any site from the Agreement. Any additions or reductions in sites will be processed through agreed upon proposals, and the annual amendments of the Agreement.

I. SERVICE ZONE A – WEST OF HWY 99

A1. Skycreek Park – Parking Lot and open space area at end of drive off Three Oaks Court, off Marauder. (569-614).

A2. North West Chico Specific Plan (582-614)

- a. DeGarmo Drive - Median islands and Back-up landscaping.
- b. Orchard – Ag Buffer- Ag buffer landscaping along Sudad Ditch at south end of Abbott Circle.

- c. Chamberlain Backup/Sloat Run Bike Path – east park strip and backup from DeGarmo Drive to Windham Way. Bike path along Sloat Run over to Nord HWY. Park strips and backups along Nord HWY to east of Chamberlain Run and south on Chamberlain Run to Rogue River Dr. (Amendment No. 3)
- d. Orchard Lot A - Mini Park located at north end of Abbott Circle.
- e. Gooselake Circle – Parkstrip and backup along south side of Gooselake approximately 800 feet.
- f. Creekside Landing Bike Path - from Windham Way south to Sudad Ditch (crosses W. Eaton, Burnt Ranch Way and Rogue River Drive).
- g. Retention pond at Abbott Circle. (Amendment 2)

A3. Eaton Road Complex West of Cohasset

- a. Median landscaping and mini park on Rockin M Drive. (570-614).
- b. South side back-up landscaping west from Esplanade to Eaton Village Drive. (182-614, 164-614).
- c. Retention pond on Eaton at Eaton Village Drive. (182-614, 164-614).
- d. Back-up landscaping, parkstrip, and median island on Aurora Glen Way, West Eaton Road to Southbury Lane. (530-614).
- e. Back-up and parkstrip landscaping on north and south sides of West Eaton Road from Aurora Glen Way to Penzance Avenue. (530-614).
- f. Retention pond, park strips, and back-up landscaping on Penzance Avenue, from pond to 75 feet north of Weymouth Way. (530-614).
- g. West Eaton Road, Back-up landscaping north and south sides, Penzance Ave to SUDAD Ditch. (582-614, 579-614).
- h. Retention pond and back-up at Royal Glen Court. (182-614).
- i. Retention pond at Newport Dive. (190-614).
- j. Retention pond at Silver Lake Drive. (190-614).
- k. Retention Pond at Crater Lake Drive. (502-614).

A4. Aspen Glen Complex

- a. Retention ponds on the Esplanade. (181-614).
- b. Mini-park site between Wyndham Court and Vail Drive (181-614).

- c. Mandalay Court back-up landscaping and traffic circle. (529-614).

A5. Lassen Avenue Complex West of Cohasset

- a. Back-up landscape and detention basin at Baltar Loop. (548-614).
- b. Back-up landscaping on Joshua Court. (548-614).
- c. Back-up on east side of Venetian Court (573-614).
- d. Back up on east side of Cinder Cone Loop (572-614).

A6. Camelot Court (002-686)

- a. Back-up landscaping along east side of Camelot Court, including Photinia hedge.
- b. Back-up landscaping on the north side of West Shasta Avenue, west of Camelot Ct., to SUDAD Ditch.

A7. Henshaw Avenue Complex

- a. Back-up landscaping at EW Heights/Roxbury at Henshaw (170-614).
- b. Back-up landscaping on Henshaw and Alamo Avenues at Stratford Estates (197-614).

A8. West East Avenue Complex

- a. Median islands on W. East Ave. from Esplanade to Alamo Ave, approximately 650 feet west of Cussick Ave (184-614).
- b. Tree wells - south and north side of West East Ave, 650 feet west of Harvest Park Court to 1000 feet east. (002-686).
- c. Tree wells - north side of West East, from Cussick Avenue to 1000 feet west of Cussick Avenue. (002-686).
- d. Back-up landscaping west from Alamo Avenue approximately 650 feet (175-614).
- e. Back-up landscaping on Holly and Cussick Avenues from West East Avenue to Cromwell Drive (171-614).
- f. Bike path from Penstemon Way to Chantel Way (175-614, 183-614). (Amendment 2)

A9. Mission Ranch Boulevard Complex

- a. North and south back-up landscaping from the Esplanade to bike path near Terra Blanca Drive, including frontage of lots on north and south back-up landscaping at the Esplanade. (179-614).
- b. Back-up landscaping on Cosmos Drive. (522-614).

- c. Flat mow area on Holly Avenue at W. Lindo Avenue (549-614).
- d. Back-up landscaping, parkstrip and retention pond on Egret Way. (533-614).

A10. Riverglen (565-614)

- a. Back-up landscaping on Montego Way.
- b. Greenway Landscaping and park on Riverwood Loop including clearing of bike path.

A11. Westside Gardens (559-614)

- a. Frontage Rd Island along Nord Ave, south of Stickley to north of Purchell.
- b. Park at Rossetti Lane and Ruskin Street.
- c. Tree well planters at Purchell and Ruskin.

A12. Cade Court

Parkstrip and backups on the east side of Cade Court. (539-614-5145).

A13. Cohasset Road-Mercer Grove

- a. Mercer Grove: south side of Lindo Channel from Palm to Mangrove Avenues, and north side of the Channel from Mangrove to Cohasset Avenue.
- b. North side of Lindo Channel, south side of Cohasset from Mangrove Avenue to California Water Service Pump Station. (002-686).

A14. West 8th Avenue Complex

- a. Back-up landscaping on Lodge Pine Lane. (002-686).
- b. Traffic Circles on West 8th Avenue at Greenwich Drive, Meadow Road, and Magnolia Avenue. (524-614, 002-686).
- c. Back-up landscaping on West 8th Avenue, from Union Pacific Railroad (UPRR) to Greenwich Drive. (002-686).
- d. Back-up landscaping on Greenwich Drive, at West 8th Avenue and at Winchester Court. (524-614).
- e. Retention pond at York Drive and Windsor Way. (524-614).

A15. Lindo Elderberry Mitigation Site - Mitigation preserve on East Lindo at Sheridan Avenue. (001-620-7203).

A16. West Sacramento Complex

- a. Landscape island at West Sacramento and Nord Avenues. (002-686).

- b. Back-up landscaping and parkstrip landscape on east side of Raven Lane. (536-614).

A17. Esplanade Median and Side Drives

Big Chico Creek to 11th Avenue. (002-686).

A18. Vallombrosa Avenue

Median between Mangrove Avenue and Arbutus Avenue; back-up on south side of Vallombrosa Avenue at Vallombrosa Way; median on Mangrove Avenue north of Vallombrosa Avenue. (002-686).

A19. Camellia Way

Traffic triangle formed by Vallombrosa Avenue, Memorial Way, and Camellia Way. (002-686).

A20. Pine/Cypress at 3rd Street

Triangle formed by 3rd Street, Pine Street, and Woodland Avenue. (002-686).

A21. Ringel Park Landscaping

Rose garden at Shasta Way, Main Street and W 1st Street, excludes restroom. (002-686)

A22. Depot Park

Cedar Street between 3rd and 5th Streets. Includes two (2) foot borders outside east fence line. (002-682)

A23. 2nd and Flume Traffic Circle (002-686) (Amendment No. 1)

- a. Traffic circle at 2nd and Flume Streets
- b. Park strip landscaping on north and south side of Reese Lane.

A24. Reece Lane at Morseman (A37-614) (Amendment No. 3)

- a. Park strip landscaping on north and south side of Reese Lane from 2945 Reece Lane to Morseman Avenue.

A24. Jersey Brown Circle at Burnap (A26-614) (Amendment No. 3)

- a. Weed control in the utility areas and park strips on the north and south side of the entrance to Jersey Brown Circle from Burnap Ave.

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EXHIBIT C

COMPENSATION

Contractor shall be compensated for the monthly maintenance services, and any City approved unscheduled extra work based on the rates below. Invoices for the monthly maintenance shall be submitted after completion of the services on a separate invoice from the extra work invoice(s). Payment shall be made within forty-five (45) days upon receipt of an approved invoice.

ZONE A SERVICE AREA

| Site # | Description | Monthly Rate | Annual Rate |
|--------|--|--------------|-------------|
| A1 | Skycreek Park | \$516.00 | \$6,192.00 |
| A2 | North West Chico Specific Plan | \$7,680.00 | \$92,160.00 |
| A3 | Eaton Road Complex | \$5,304.00 | \$63,648.00 |
| A4 | Aspen Glen Complex | \$1,472.00 | \$17,664.00 |
| A5 | Lassen Avenue Complex West of Cohasset | \$1,031.00 | \$12,372.00 |
| A6 | Camelot Court | \$217.00 | \$2,604.00 |
| A7 | Henshaw Avenue Complex | \$643.00 | \$7,716.00 |
| A8 | West East Avenue Complex | \$1,550.00 | \$18,600.00 |
| A9 | Mission Ranch Blvd. Complex | \$910.00 | \$10,920.00 |
| A10 | Riverglen | \$897.00 | \$10,764.00 |
| A11 | Westside Gardens | \$787.00 | \$9,444.00 |
| A12 | Cade Court | \$228.00 | \$2,736.00 |
| A13 | Cohasset Road - Mercer Grove | \$508.00 | \$6,096.00 |
| A14 | West 8th Avenue Complex | \$1033.00 | \$12,396.00 |
| A15 | Elderberry Mitigation Site | \$315.00 | \$3,780.00 |
| A16 | West Sacramento Complex | \$321.00 | \$3,852.00 |
| A17 | Esplanade Medians and Side Drives | \$5,249.00 | \$62,988.00 |
| A18 | Vallombrosa Avenue | \$244.00 | \$2,928.00 |
| A19 | Camellia Way | \$109.00 | \$1,308.00 |
| A20 | Pine/Cypress at 3rd St. | \$228.00 | \$2,736.00 |
| A21 | Ringel Park | \$554.00 | \$6,648.00 |
| A22 | Depot Park | \$1,608.00 | \$19,296.00 |
| A23 | 2nd & Flume Traffic Circle | \$691.00 | \$8,292.00 |
| A24 | Reece Lane at Morseman | \$263.00 | \$3,156.00 |

| | | | |
|-----|-------------------------------|--------------------|------------------|
| A25 | Jersey Brown Circle at Burnap | \$237.00 | \$2,844.00 |
| | ZONE A TOTALS | \$32,595.00 | \$391,140 |

ZONE C SERVICE AREA

| Site # | Description | Monthly Rate | Annual Rate |
|--------|---|--------------------|---------------------|
| C1 | Junction Park | \$652.00 | \$7,824.00 |
| C2 | Humboldt Greenway Park | \$1,493.00 | \$17,916.00 |
| C3 | 20th Street Complex-West | \$1,096.00 | \$13,152.00 |
| C4 | Park/East Park Ave/Midway | \$2,570.00 | \$30,840.00 |
| C5 | Fair Street Retention Pond | \$326.00 | \$3,912.00 |
| C6 | Comanche Creek Greenway | \$2,570.00 | \$27,432.00 |
| C7 | Flat Mow/Weed Control (a. through p.) | \$1,407.00 | \$16,884.00 |
| C8 | Pine/Cypress at Little Chico Creek, & Backups | \$64.00 | \$11,568.00 |
| C9 | State Hwy 32 | \$2,979.00 | \$35,748.00 |
| C10 | Little Chico Creek Greenway | \$1,466.00 | \$17,592.00 |
| C11 | Humboldt Trails | \$160.00 | \$1,920.00 |
| C12 | Forest Avenue Complex - South | \$2,681.00 | \$32,172.00 |
| C13 | Springfield Drive Complex | \$1,926.00 | \$23,112.00 |
| C14 | 20th Street Complex - East | \$1,166.00 | \$13,992.00 |
| C15 | Notre Dame Blvd Complex | \$624.00 | \$7,488.00 |
| C16 | Parkway Village Complex | \$1,406.00 | \$16,872.00 |
| C17 | Bruce Road Complex - South | \$1,737.00 | \$20,844.00 |
| C18 | Carriage Park/Doe Mill Complex | \$2,119.00 | \$25,428.00 |
| C19 | Home Depot R-O-W Drainage | \$733.00 | \$8,796.00 |
| C20 | Aztec Drive Lift Station | \$166.00 | \$1,992.00 |
| C21 | Water Pollution Control Plant | \$3,554.00 | \$42,648.00 |
| | ZONE C TOTALS | \$31,511.00 | \$378,132.00 |

EXTRA SERVICE RATES

| | | |
|---|---|-----------------|
| 1 | Service Rate (includes supervision, labor, vehicles, tools, equipment etc.) | \$54.00/hr |
| 2 | Irrigation Repair Rate (supervisor, labor, vehicles, tools, equipment etc.) | \$80.00/hr |
| 3 | After-hours On-Call Services | \$102.00/hr |
| 4 | Certified Playground Inspector per hour | \$161.00/hr |
| 5 | Backflow Device Testing - per Device | \$48/per device |
| 6 | Materials Cost Plus | 20% |

**APPENDIX A
LANDSCAPE MAINTENANCE MATRIX
ZONE A SITES**

| Site No. | Description | Weekly | Daily - 5 days | Drinking Fountain | Paint | Play Equipment | Informal Prune | Formal Prune | Bike/Ped. Path | Pond & Storm drain | Flat Mow | Open Space/Fire Brks | Accent Color (Approx. sq. ft.) | Surface Lighting | Doggie Pot bag/trash Stations | Controller Type* |
|---------------------|---|--------|----------------|-------------------|-------|----------------|----------------|--------------|----------------|--------------------|----------|----------------------|--------------------------------|------------------|-------------------------------|------------------|
| ZONE A SITES | | | | | | | | | | | | | | | | |
| A1 | Skycreek Park | X | | X | | | | X | | X | X | | | | | X |
| | North West Chico Specific Plan | | | | | | | | | | | | | | | |
| | a. DeGarmo Drive | X | | | | X | | | | | | | | | | C |
| | b. Orchard Ag Buffer | X | | | | X | | X | | | | | | | | A |
| A2 | c. BU/park strips, Sloat Run Bike Path + Chamberlain Way | X | | | | X | | X | | | | | | | | C |
| | d. Orchard Lot A - Mini Park | X | | | | X | | X | | | | | | | | A |
| | e. Gooselake Circle | X | | | | X | | | | | | | | | | A |
| | f. Creekside Landing | X | | | | X | | X | | X | | | | | | C |
| | g. Abbott Circle Retention Pond | X | | | | X | | X | X | X | | | | | X | C |
| | Eaton Road Complex | | | | | | | | | | | | | | | |
| | a. Rockin M Median/Mini Park | X | | | | X | | | | | | | | | | A |
| | b. South BU Esplanade to Eaton Village | X | | | | X | | X | | | | | | | | A |
| | c. Eaton Village Dr Retention Pond | X | | | | | | | X | X | | | | | | A |
| | d. W. Eaton to Southbury on Aurora Glen | X | | | | X | | | | | 450 | X | | | | A |
| A3 | e. BU, parkstrips-Aurora Glen to Penzance | X | | | | X | X | X | | | | | | | | A |
| | f. Penzance Ave Retention Pond | X | | | | X | | | X | X | | | | | | A |
| | g. W Eaton Rd Penzance to SUDAD Ditch BU | X | | | | X | | X | | | | | | | | C |
| | h. Royal Glen Ct Retention Pond | X | | | | X | | X | X | X | | | | | | A |
| | i. Newport Dr Retention Pond | X | | | | X | | | X | X | | | | | | A |
| | j. Silver Lake Dr Retention Pond | X | | | | X | | | X | X | | | | | | A |
| | k. Crater Lake Dr Retention Pond | X | | | | X | | | X | X | | | | | | A |
| | Aspen Glen Complex | | | | | | | | | | | | | | | |
| A4 | a. Retention Ponds on Esplanade | X | | | | X | | | X | X | | | | | | A |
| | b. Mini Park Wyndham to Vail | X | | | | X | | | | | | | | | | A |
| | c. Mandalay Ct. BU/ Traffic Cir | X | | | | X | | | | | | | | | | A |
| | Lassen Avenue Complex West of Cohasset | | | | | | | | | | | | | | | |
| A5 | a. BU and Retention Baltar Loop | X | | | | X | | | X | X | | | | | | A |
| | b. BU on Joshua Court | X | | | | X | | | | | | | | | | A |
| | c. Venetian Ct. Backup | X | | | | X | | | | | | | | | | A |
| | d. Cindercone Loop Backup | X | | | | X | | | | | | | | | | C |
| | Camelot Court | | | | | | | | | | | | | | | |
| A6 | a. East side backup landscaping | X | | | | X | X | | | | | | | | | A |
| | b. W. Shasta BU - Camelot to Sudad | X | | | | | X | X | | | | | | | | |
| | Henshaw Avenue Complex | | | | | | | | | | | | | | | |
| A7 | a. EW Heights Backup/Roxbury at Henshaw | X | | | | X | | | | | 36 | | | | | A |
| | b. Stratford Estates BU Alamo & Henshaw | X | | | | X | | | | | 36 | | | | | A |
| | West East Avenue Complex | | | | | | | | | | | | | | | |
| A8 | a. Medians Esplanade to Alamo W of Cussick | X | | | | X | | | | | | | | | | C |
| | b. S. and N. tree wells | X | | | | | | | | | | | | | | C |
| | c. North tree wells on East Ave at Cussick | X | | | | | | | | | | | | | | C |
| | d. Alamo Avenue west - Backup | X | | | | X | X | | | | | | | | | A |
| | e. East Ave to Cromwell Backup | X | | | | X | X | | | | | | | | | C |
| | f. Penstemon Way to Chantel Way | X | | | | X | X | X | | | | | | | | C |
| | Mission Ranch Blvd. Complex | | | | | | | | | | | | | | | |
| A9 | a. BU/parkstrips Esplanade-TerraBlanca | X | | | | X | | X | | | 80 | | | | | A |
| | b. Cosmos Drive | X | | | | X | | | | | | | | | | A |
| | c. Holly Flat mow Holly to W Lindo Ave | X | | | | | | | | X | | | | | | A |
| | d. Egret Way | X | | | | X | | | X | X | | | | | | A |
| | Riverglen | | | | | | | | | | | | | | | |
| A10 | a. Montego Way BU | X | | | | X | | | | | | | | | X | C |
| | b. Riverwood Loop Grn Wy/Park/Bike Path | X | | | | X | | X | | | | | | | X | C |
| | Westside Gardens | | | | | | | | | | | | | | | |
| A11 | a. Frontage Road Islands on Nord | X | | | | X | | | | | | | | | | C |
| | b. Park at Rossetti Ln and Ruskin St | X | | | | X | | | | X | | X | | | | C |
| | c. Planters at Purchell and Ruskin | X | | | | X | | | | | | | | | | M |

Amend 3

Amend 1

Amend 2

Amend 1

Amend 2