AMENDMENT NO. 4

CITY OF CHICO - CONTRACTUAL SERVICES AGREEMENT

AGREEMENT DATED MARCH 1, 2018

BETWEEN CITY OF CHICO

AND

WORK TRAINING CENTER, INC. dba INSIDE OUT LANDSCAPING & JANITORIAL Contractor

LANDSCAPE MANTENANCE SERVICES <u>FOR VARIOUS LOCATIONS THROUGHOUT THE CITY OF CHICO</u> Project Title

VARIOUS

Budget Account Number

THIS CONTRACTUAL SERVICES AGREEMENT AMENDMENT (Amendment) is entered into on March 1, 2023 by and between the City of Chico, a municipal corporation under the laws of the State of California, (City), and Work Training Center, Inc. dba Fair Street Landscaping, a California non-profit 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, and on March 1, 2022 City and Contractor executed Amendment 3 the Agreement. The provisions of the Agreement are hereby amended as follows:

1. Section 9.14; Term; Termination: The first paragraph of this Section of the Agreement is hereby amended to read as follows:

"The term of this Agreement shall commence upon City's issuance to Contractor of a notice to proceed for all or a portion of the contractual services, as hereinabove provided, and shall terminate on March 1, 2024."

- 2. Section 3 Service Locations and Details of Exhibit B is hereby superseded and replaced by revised Pages B-29-R4 through B-35-R4 attached hereto and by this reference incorporated in the Agreement.
- 3. Exhibit C is hereby superseded and replaced by revised Pages C-1-R4 through C-2-R4 attached hereto and by this reference incorporated into the Agreement.
- 4. Appendix A– LANDSCAPE MAINTENANCE MATRIX is hereby superseded and replaced by revised Pages Zone A-Appendix Al-R4 through A2-R4 attached hereto and

by this reference incorporated in the Agreement.

5. 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:

CONTRACTOR:

By: Brett Barker

Brett Barker

Mark Sorensen

Mark Sorensen, City Manager*

*Authorized pursuant to Section 3.08.060 of the Chico Municipal Code

APPROVED AS TO FORM:

Vince C. Ewing, City Attorney*

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

REVIEWED AS TO CONTENT:

Barbara Martin

Barbara Martin, Administrative Services Director*

*Reviewed by Finance and Information Systems

APPROVED AS TO CONTENT:

Chief Executive Officer

Erik Gustafson

Erik Gustafson, Director of Public Works Operations & Maintenance

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LANDSCAPE MANTENANCE SERVICES FOR VARIOUS LOCATIONS THROUGHOUT THE CITY OF CHICO

Project Title

VARIOUS Budget Account Number

AMENDED EXHIBIT B

SECTION 3 – SERVICE LOCATIONS AND DETAILS

Following is a list of the locations requiring services under this Agreement in one of three maintenance zones, **Zone B**. **Zone B** encompasses landscape areas east of Hwy 99 and Cohasset Road and north or 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 B**.
- Appendix B to this Exhibit B, entitled "City Landscape Service Contract maps Zone B.

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 B – EAST OF HWY 99 AND NORTH OF HWY 32

B1. East Eaton Road - from Cohasset Road to Ceres Avenue.

Medians and back-up landscaping, including trees, east of Cohasset to Ceres (307-686). (Amendment 1)

B2. East Lassen Avenue Complex

a. Median island landscaping on Lassen Avenue from Cohasset Road to Ceres Avenue. (130-614).

b. Retention basin at the end of Glenbrook Court off access drive way. (526-614).

B3. Floral Avenue Complex

- a. Median island landscaping from East Avenue to Lexington Way. (161-614, 511-614).
- b. Intermittent back-ups on east and west side of Floral from Artesia to Lassen. (132-614).
- c. Back-up landscaping on Lobelia Court. (546-614).
- d. Detention basin and back-up landscape east of Pauletah and Floral. (544-614).
- e. Detention basin and backup landscape at Whitewood and Floral. (515-614).
- f. <u>Floral Linear park backup and parkstrips, west eastside of Floral and from E. Eaton Road to</u> <u>N. of Lassen Avenue (A05-614).</u> (Amendment 1) (and Amendment 3)
- g. <u>Detention basin at Shoal River and Freshwater Creek (A05-614</u>) (Amendment No. 3)

B4. Mariposa Avenue Complex

- a. Traffic circle, back-up and basin at Ravenshoe and Cabaret Drives. (512-614).
- b. Detention basin and back-up on Admiral Way at Mariposa Street. (531-614).
- c. Detention basin, back-up and traffic circle on Swallowtail at Viceroy. (553-614, 560-614).
- d. Skywalker Court (551-614).
- e. <u>Park-strip on west side of Mariposa, across from entrance into shopping center, starting about 172 feet north of East Avenue and ending about 125 feet north of East Avenue. (002-686).</u> (Amendment 1)

B5. Marigold Avenue Complex

- a. Retention pond at Arch Way. (167-614).
- b. Retention pond at Maddie Court. (186-614).
- c. Backup at Maddie Court. (509-614).
- d. Back-up landscaping on east side of Marigold from south of Rue Francais to north of Kona. (508-614) (534-614).
- e. Retention pond at Rue Francais. (508-614).
- f. Back up on west side of Marigold from Marcie Way to Eaton. Includes detention basin on Kona Drive and its backup. (099-614, 510-614).
- g. Retention pond and backup at Marlin Court. (510-614).

- h. Retention pond and back-up at Ceanothus Avenue and Brenni Way. (520-614).
- i. Westerdahl Court Park strips and backups on Marigold (A13-614).

B6. Hancock Park Complex (500-614)

- a. Back-up landscaping and medians on Marigold Ave north of East Eaton Road.
- b. Medians on Patriot Way.
- c. Marigold traffic circle at, and back-up landscaping on, Valley Forge Drive and Middletown Avenue.
- d. Median islands and back-up landscaping on East Eaton Road from Ceanothus Avenue to St. Lawrence.
- e. Back-up landscaping on west and east sides of Ceanothus Avenue, north of East Eaton Road.
- f. Bike path landscape from Ceanothus Avenue <u>Valley Forge Drive</u> retention basin easterly to Diversion Channel and north of Middletown Avenue. (Amendment No. 3)
- g. Retention basin at Valley Forge Drive.
- h. Traffic Circle on Ceanothus at Valley Forge.
- i. Traffic Circle, St. Lawrence and Middletown.
- j. Back-up landscaping on St. Lawrence Street, between East Eaton Road and Commonwealth Court (approximately 350 feet).
- k. <u>Medians and backup landscaping on E. Eaton Road, from St. Lawrence to north of Lance</u> <u>Terrace.</u> (Amendment 2)

B7. Mountain Vista/Sycamore Glen (A05-614) a.

a. Median and Backup on E Eaton Rd from Floral to Ceanothus. (Amendment No. 3)

- <u>East end Mariposa of Foothill bike path landscape, west of Ruby River Drive, westerly to</u> <u>Bike Path. (Amendment 1) Foothill Bike Path from Galletin Gateway northward to Valley</u> <u>Forge Drive retention basin. (A05 and 500)</u>
- c. <u>Western end of Foothill bike path along Trickle Creek. (A05-614). (Amendment 1) Foothill</u> <u>Bike Path from Floral Ave. at Lassen Ave. easterly past Rae Creek Drive where it deadends.</u>
- d. <u>West Extension: Bike path continued from Trickle Creek, northwest over to Lassen Ave and</u> <u>Floral Ave.</u> (Amendment 2)

B8. E. East Avenue Complex

- a. Back-up landscaping on East Ave from Cactus to east of Tuolumne Road (579-614, 543-614 & 127-614).
- b. Tree wells on the north and south side of Ceanothus Avenue to Navarro Drive (307-686).
- c. <u>Backup along south side of Desert Spring Place off of Cactus Avenue (A20-614)</u>. (Amendment 1) (Amendment 2, moved to B20.b.)
- c. <u>Celtic Court Westside backup at entrance and along westside of Celtic Court (Amendment</u><u>No. 3).</u>

B9. Manzanita Corridor (307-686)

- a. Backup and median
- b. Traffic Circle Includes park strips south side of Manzanita and East Avenues from Lindo Channel east of Navarro Drive.
- c. Park Strips All trees located on the north side of East Avenue and west side of E. Eaton Road, includes median, but excludes Wildwood Park side.
- d. Park Strips North and South side of Manzanita from Wildwood Ave to Lindo Channel.
- e. Flat Mow includes three (3) areas, located south, east, and west of Fire Station 5, and the lot north of Manzanita and west of Eaton Road behind Tuolumne Drive homes.
- f. Manzanita Tree Mitigation Group east of bridge and north side of Lindo Channel.
- g. <u>Backups, along Josie Court, north at Manzanita Avenue and south at Lindo Channel. (A14-614).</u> (Amendment 1)

B10. Lindo Channel Estate

Bike path and landscaping on East 1st Avenue at Shepard Way. (176-614).

B11. Verbena Fields

Natural open space park on East 1st Avenue between Verbena Lane and Spanish Oaks Circle.

B.12. Carol Avenue

Triangle at Carol Avenue and Park Vista Drive. (307-686).

B13. California Park Drive – East 8th Street Complex

- a. Median island landscaping from Bruce Road to Tilden Lane. (307-686).
- b. North side back-up and median landscaping from Tilden Ave to Yosemite Drive and small backup 200 feet East of Yosemite Drive. (111-614).

- c. Back-up landscaping on Centennial Avenue and E. 8th Street. (173-614).
- d. Median island landscaping on E. 8th Street west of Centennial Avenue. (503-614).
- e. Retention basin at Sterling Oaks Drive at White Cedar Lane. (525-614)
- f. Bike path from Sterling Oak Drive to dead end. (525-614).
- g. Open space area adjacent to the Sterling Oak retention basin. (525-614).
- h. Back-up landscaping on Rubicon Court. (541-614).
- i. Back-up landscaping and pond in Hidden Oaks Subdivision at Secluded Oaks Court (538-614).
- j. Detention pond at Chico Canyon Road and Chicory Road. (523-614).

B14. Yosemite Drive Complex

- a. Back-up landscaping westside of Yosemite Drive from south side of Dead Horse Slough (DHS) to Idyllwild Drive. (535-614, 506-614).
- b. Traffic circle on Yosemite at Idyllwild Drive. (535-614, 506-614).
- c. <u>Dead Horse Slough West</u> Yosemite Drive to approximately 950 feet west, top of bank to top of bank, including north side path. (535-614).
- d. Dead Horse Slough East
 - 1) Maintain as a fire break the open space area east of Yosemite Drive from Half Dome Way to private road called Avalanche Court (545-612).
 - 2) Dead Horse Slough channel Maintain open space area and channel in the undeveloped ditch/swale area from Palisades to State Hwy 32, which is defined approximately by the center of power lines and includes bike path landscaping (528-614).

B15. Forest Avenue Complex -North

- a. Backup landscaping and small drive on Shastan at Forest Ave, and between Roohr and Arminta Courts. (527-614).
- b. West side back-up landscaping from Forest Creek Circle (North end of loop) to State Route (SR) 32. (307-686).

(Amendment No. 3 – Park deeded to CARD)

B16. Husa Ranch/Nob Hill Park and Playground

a. Playground (591-613).

b. Park/Detention Pond 503-614), (525-614).

B16. Bruce Road Complex - North

Median islands and backups on Bruce Road between Chico Canyon Road and Hwy 32. (503-614, 518-614, 519-614, 525-614).

B17. Wildwood Estates Complex (A01-614): (Amendment 1)

- a. <u>Frontage landscape along E. Eaton between Pendant Place to where Eaton turns west.</u> <u>Includes bike path at west end of Pendant Place.</u>
- b. <u>Community linear park path between Levi Lane and Cactus Avenue.</u>
- c. <u>Bike Path at west end of Pendant to Cactus Avenue</u>

B18. Lost Park to One Mile Dam (002-682): (Amendment 1)

- a. <u>Collect trash along Big Chico Creek starting at Lost Park, and continuing east to include</u> <u>Annie's Glen, Camelia Way Park, and the south and north side of creek at CARD Center.</u>
- b. <u>Seasonal mow of Lost Park as requested by the City</u>

<u>B19. Cactus Avenue Complex:</u> (Amendment 2)

- a. <u>Harmony Park, on Harmony Park Circle off of Cactus Avenue (A17-614-5415):</u> Amendment 2)
- b. <u>Backup along south side of Desert Spring Place off of Cactus Avenue (A20-614-5415).</u> (Amendment 1) (Amendment 2, moved from B.8.c. (Amendment 1)

<u>B20.Wasney Estates (A59-614)</u> (Amendment 4)

a. <u>Irrigated and unirrigated landscaping in the medians and backups on Bison Court.</u>

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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 B SERVICE AREA							
Site #	Description	Monthly Rate	Annual Rate					
B1	East Eaton Road, medians	\$533.00	\$6,396.00					
B2	East Lassen Avenue Complex	\$768.00	\$9,216.00					
B3	Floral Avenue Complex	\$3,231.00	\$38,772.00					
B4	Mariposa Avenue Complex	\$1,158.00	\$13,896.00					
B5	Marigold Avenue Complex	\$1,445.00	\$17,340.00					
B6	Hancock Park Complex	\$4,756.00	\$57,072.00					
B7	Mountain Vista/Sycamore Glen	\$2,773.00	\$33,276.00					
B8	E. East Avenue Complex	\$670.00	\$8,040.00					
B9	Manzanita Corridor	\$2,243.00	\$26,916.00					
B10	Lindo Channel Estates	\$117.00	\$1,404.00					
B11	Verbena Fields	\$588.00	\$7,056.00					
B12	Carol Avenue	\$78.00	\$936.00					
B13	California Park Drive E 8th St Complex	\$4,269.00	\$51,228.00					
B14	Yosemite Drive Complex	\$2,223.00	\$26,676.00					
B15	Forest Avenue Complex - North	\$517.00	\$6,204.00					
B16	Bruce Road Complex - North	\$1,668.00	\$20,016.00					
B17	Wildland Estates Complex	\$1,983.00	\$23,796.00					
B18	Lost Park to One Mile Dam	\$745.00	\$8,940.00					
B19	Cactus Ave Complex	\$790.00	\$9,480.00					
B20	Wasney Estates	\$350.00	\$4200.00					
	ZONE B TOTALS	\$30,905.00	\$370,860.00					

	EXTRA SERVICE RATES	
1	Service Rate (includes supervision, labor, vehicles, tools, equipment etc.)	\$72.00/hr
2	Irrigation Repair Rate (supervisor, labor, vehicles, tools, equipment etc.)	\$84.00/hr
3	After-hours On-Call Services	\$111.00/hr
4	Certified Playground Inspector	\$167.00/hr
5	Backflow Device Testing	\$50.00/device
6	Materials Cost Plus	15%

APPENDIX A LANDSCAPE MAINTENANCE MATRIX - ZONE B SITES

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	a. Medians, Cohasset to Ceres	Х					Х										Α	
-	b. Retention Pond end of Glenbrook	Х					Х			Х	Х							_
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	e. Whitewood Way, Retention Pond <u>f. Floral Linear Park (N. of Lassen to E. Eaton Rd)</u>	Х <u>Х</u>					X		X	Х	Х					Х	A	Amend 1/Amend 3
	a. Retention Basin at Shoal and Freshwater Creek	 X								Х	X	X						Amend 3
	Mariposa Avenue Complex			<u> </u>	<u> </u>	L							I					
	a. Traffic Cir/Pond Ravenshoe & Cabaret	Х					Х			Х	Х						Α	
	b. Admiral Retention Pond and BU	X					X			Х	X						A	-
	c. SwallowtailViceroyPond/BU/Traffic Cir d. Skywalker Ct	X X					X X			Х	Х						A	-
	e. Park Strip on W. side of Mariposa	X					X											Amend 1
	Marigold Avenue Complex			4							1							1
	a. Arch Way Retention Pond	Х					X			Х	Х							Amend 1
	b. Maddie Ct Retention Pond	Х					X			Х	Х						A	-
	c. Maddie Ct Back Up <u>& NW Corner Kona</u> d. Rue Francais Back up E Side	X X		-			X X						36					Amend 1
	e. Rue Francais Retention Pond	X					x			Х	х		30				A	-
	f. Marigold from Marcie Way to Eaton, W Side BU	X					X			X	X							Amend 1
	g. Marlin Court Retention Pond	Х					Х			Х	Х						Α	
	h. Brenni Way Retention Pond and BU	Х		_			Х			Х	Х						Α	-
	i. Westerdahl Court Park Strips/Backups	Х					Х	<u> </u>	<u> </u>	Х	Х						Α	
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	b. Patriot Way medians	X					X										A	-
	c. Marigold BU/Medians/Valley Forge T.C.	X					X										A	•
	d. E Eaton, Ceanothus to N. of St Laurence	X					X						360				С	-
B6	e. Back-ups on West and East Sides Ceanothus	X					X										A	-
	f. Bike Path, Valley Forge Dr. basin to Middletown	Х					X		Х							Х	A	Amend 3
	g. Valley Forge Retention Pond	Х								Х	Х						Α	
	h. Traffic Circle, Ceanothus @ Valley Forge	Х					Х										Α	
	i. Traffic Cir, St. Lawrence & Middletown	Х					Х										Α	
	j. BU/Med St Lawrence-Eaton Rd/Commonwealth	Х		_			X				V						C	
	<u>k. BU/Med St Lawrence-Lance Terrace</u>	<u>×</u>					X		Х		<u>X</u>				_	Χ	<u>C</u>	Amend 2 Amend 4
	Mountain Vista/Sycamore Glen																	
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DI	b. E. End Mariposa Bike Path Foothill Bike Path-Galletin	X					X		X								Δ	
	<u>Way to Valley Forge Dr. basin</u>	≙					≙		≙								A	Amend 1/ <u>Amend 3</u>
	c. Foothill Bike Path-West. Foothill Bike Path from Floral	v					v		v									
	<u>Ave. at Lassen Ave. easterly past Rae Creek Drive</u>	X					X		X								<u>C</u>	Amend 1/Amend 3
	d. Bike Path W. Extension-Trickle Creek to Lassen	X					¥		¥									Amend 2/ <u>Amend 3</u>
	East East Avenue Complex										-							
	a. BU on E Ave from Cactus to E of Tuolumne	Х					X										С	-
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	c. Celtic Court	<u>≜</u>					Х			≙								Amend 3
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	a. Backup and Median	Х					Х										С]
	b. Traffic Circle Manzanita/E Ave/Lindo Channel	Х					Х								_ 1		С]
	c. E Ave/E Eaton Rd Park Strips	Х					Х										С]
	d. Manzanita from Wildwood to Lindo Channel	X					X				×	V			-+		С	-
1	e. FS 5 Mow, lot behind Tuolumne Dr Homes	Х		1			Х	I	I	L	Х	Х						Appendix A1 -R3

APPENDIX A LANDSCAPE MAINTENANCE MATRIX - ZONE B SITES

LANUSCAFE MAIN CRAFT CRAFT CALLE BATES Site Site No. LANUSCAFE MAIN CRAFT CRAFT CALLE BATES Site Site California Park Drive E 8th St Complex Total Complex California Park Drive E 8th St Complex C		LANDSCAPI					<u> </u>	/	7	7	7	/	17.	۵/	/	/ a. \	//&//
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* C = Centrally Controlled Irrigation

M = Manually Controlled Irrigation

A = Automoatic Irrigation - May be by battery operated or electrically operated controller

Signature: Erik Gustafson

22:01 PDT) Email: erik.gustafson@chicoca.gov

Signature: Barbara Martin

Email: barbara.martin@chicoca.gov

Signature: Brett Barker

Email: brett@ewtc.org

Signature: Mark Sorensen Mark Sorensen (Apr 14, 2023 07:33 PDT)

Email: mark.sorensen@chicoca.gov

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Final Audit Report

2023-04-14

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