

**AMENDMENT NO. 3  
TO AGREEMENT FOR CONTRACTOR SERVICES (ON-CALL)  
West Coast Arborists, Inc.**

**Annual Citywide Tree Maintenance Service**

This Amendment No. 3 to Agreement for Contractor Services ("Amendment No. 3") is made and entered into as of June 27, 2017 by and between the City of Lake Elsinore, a municipal corporation ("City"), and West Coast Arborists, Inc., a California corporation ("Contractor").

**RECITALS**

A. The City and Contractor have entered into that certain Agreement for Contractor Services dated as of June 23, 2015 (the "Original Agreement"). Except as otherwise defined herein, all capitalized terms used herein shall have the meanings set forth for such terms in the Original Agreement.

B. The Original Agreement provided for compensation to Contractor in an amount not to exceed \$85,000 for the term ending June 30, 2016. The Original Agreement allows the City to extend the term on a 12-month basis, not to exceed four (4) additional 12-month renewals.

C. Amendment No.1 extended the contract an additional 12-month term for tree trimming and maintenance services, and increased the agreement to \$115,000 for those services.

D. Amendment No.2 increased the funding by \$300,000 to purchase and plant new trees for the upgrading of the landscape throughout the City in Fiscal Year 2016/2017.

E. The parties now desire to extend the term and increase the payment for Citywide Tree Maintenance Service as set forth in this Amendment No. 3.

NOW, THEREFORE, in consideration of the mutual covenants and conditions set forth herein, City and Contractor agree as follows:

1. Section 2, subpart C, Term, is hereby amended to add the following:

Unless earlier terminated as provided elsewhere in the Original Agreement, this Amendment No. 3 shall continue in full force and effect for a period of twelve (12) months, commencing on July 1, 2017 and ending on June 30, 2018. The City may, at its sole discretion, extend the term of this Agreement on a 12-month basis not to exceed one (1) additional twelve (12) month renewal terms by giving written notice thereof to Contractor not less than thirty (30) days before the end of the contract term, such notice to be exercised by the City Manager.

2. Section 3, Compensation, is hereby amended to add the following:

In no event shall Contractor's compensation exceed One Hundred and Fifty Thousand Dollars (\$150,000) for Fiscal Year 2017/2018 without additional written authorization from the City.

3. Except for the changes specifically set forth herein, all other terms and conditions of the Original Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Amendment No. 3 to be executed on the respective dates set forth below.

"CITY"

CITY OF LAKE ELSINORE, a municipal corporation

"CONTRACTOR"

West Coast Arborists, Inc., a California corporation

\_\_\_\_\_  
Grant Yates, City Manager

\_\_\_\_\_  
Patrick Mahoney, President

Date: \_\_\_\_\_

Date: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

Attachments: Amendment No. 2  
Amendment No. 1  
Original Agreement

AMENDMENT NO. 2

[ATTACHED]

AMENDMENT NO. 1

[ATTACHED]

ORIGINAL AGREEMENT

[ATTACHED]