

**AMENDMENT NO. 7  
TO AGREEMENT FOR CONTRACTOR SERVICES  
Excel Landscape, Inc.**

**Landscape Maintenance Services**

This Amendment No. 7 to Agreement for Contractor Services ("Amendment No. 7") is made and entered into as of October 13, 2020 by and between the City of Lake Elsinore, a municipal corporation ("City"), and Excel Landscape, Inc., a California corporation ("Contractor").

A. The City and Contractor have entered into that certain Agreement for Contractor Services dated as of August 1, 2016 (the "Original Agreement"). The Original Agreement and the amendments thereto are hereinafter referred to as the "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 Seven Hundred Forty-Eight Thousand Seven Hundred Ninety-One Dollars (\$748,791) for Fiscal Year 2016/2017.

C. Amendment No. 1 provided for an additional Two Hundred Seventy-Nine Thousand Dollars (\$279,000) for extra services, bringing the total contract amount to One Million Twenty-Four Thousand Seventy Hundred Ninety-One Dollars (\$1,024,791) for those services in FY2016/2017.

D. Amendment No. 2 extended the Original Agreement an additional 12 months and adjusted the compensation award to Nine Hundred Seventy-Four Thousand Two Hundred Twenty-Three Dollars (\$974,223) for Fiscal Year 2017-2018.

E. Amendment No. 3 dated 1/23/2018 amended the Scope of Service and increased the compensation for such services as set forth in Amendment No. 3, in an amount up to One Hundred Seventy-Three Thousand Six Hundred Thirty-Six Dollars (\$173,636) for a not to exceed amount of One Million Two Hundred Ten Thousand Three Hundred Thirteen Dollars (\$1,210,313).

F. Amendment No. 4 extended the agreement for an addition 12-month term, with compensation at a not to exceed amount of \$1,209,448 for FY18-19.

G. Amendment No. 5 extended the agreement for an additional 12-month term, and increased compensation for a not to exceed amount of \$1,235,303 for FY19-20.

H. Amendment No. 6 extends the contract on a month-to-month term for a total of three (3) additional months, for a not to exceed contract amount of \$89,515 per month.

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

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

Unless earlier terminated as provided elsewhere in the Agreement, and notwithstanding any expiration dates as set forth in the Original

Agreement and prior amendments thereto, the term of the Agreement shall continue in full force and effect for a period of two (2) months, commencing on October 1, 2020 and ending on November 30, 2020.

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

In no event shall Contractor's compensation exceed Forty Nine Thousand Nine Hundred and Forty Dollars (\$49,940) per month for the two (2) month period commencing October 1, 2020 and ending on November 30, 2020. The Contractor's Proposal is hereby modified for the reduced services as shown on "Estimate #9566" attached to Amendment No. 7 and incorporate herein.

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

IN WITNESS WHEREOF, the parties have caused this Amendment No. 7 to be executed on the respective dates set forth below.

"CITY"

CITY OF LAKE ELSINORE, a municipal corporation

"CONTRACTOR"

EXCEL LANDSCAPE, INC., a California corporation

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

\_\_\_\_\_  
Jose Alfaro, Owner

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

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

ATTEST:

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

APPROVED AS TO FORM:

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



### City of Lake Elsinore

Downtown Main St.  
130 South Main St.  
Lake Elsinore, California 92530

### Estimate #9566

#### From Excel Landscape South

(800) 734-9650  
1185 Magnolia Ave. E400  
Corona CA, 92879

Bill to Downtown Main St.  
130 South Main St.  
Lake Elsinore, California 92530

Sent On 09/30/2020

Job Title October park maintenance (Reduced Service)

Job Number 7721

Location all city parks and facilities

PRODUCT / SERVICE	DESCRIPTION	QTY.	UNIT COST	TOTAL
Maintenance	Monthly Maintenance Cost (reduced service)  To include 1) weekly turf mowing and edging 2) once a day trash service (7 days a week) 3) once a month planter service (Saturday service) 4) weekly irrigation inspection  Irrigation repair will be on an as needed basis.  Crew composition 1 - 3-man mow crew 1 - 1-man trash crew 2 - weekend park service crew 1 - weekend trash crew 1 - supervisor	1	\$49,940.00	\$49,940.00

This quote is valid for the next 30 days, after which values may be subject to change.

**Total**

**\$49,940.00**

**Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_