

**FIFTH AMENDMENT
TO AGREEMENT FOR MUNICIPAL TREE MAINTENANCE SERVICES IN CITY
PARK SITES FOR CITY OF RIVERSIDE**

**WEST COAST ARBORISTS, INC.
RFP 1775**

This FIFTH AMENDMENT TO AGREEMENT FOR MUNICIPAL TREE MAINTENANCE SERVICES IN CITY PARK SITES FOR CITY OF RIVERSIDE ("Fifth Amendment") is made and entered into this ____ day of _____, 2024, by and between the CITY OF RIVERSIDE, a California charter city and municipal corporation ("City"), and WEST COAST ARBORISTS, INC., a California corporation located at 2200 East Via Burton Street, Anaheim, CA 92806, State Contractor's License No. 366764 ("Contractor"), as follows:

RECITALS

WHEREAS, on January 1, 2019, City and Contractor entered into that certain Agreement for Municipal Tree Maintenance Services in City Park Sites for City of Riverside ("Agreement"); and

WHEREAS, the Agreement term was from January 12, 2019, through June 30, 2021, and the Agreement gave the City options to extend the Agreement term for three (3) additional one (1) year terms or one (1) additional three (3) year term based upon acceptable performance by the Contractor, acceptable fees and subject to the same terms and conditions of the Agreement; and

WHEREAS, on July 1, 2021, City and Contractor entered into that certain First Amendment to Agreement for Municipal Tree Maintenance Services in City Park Sites for City of Riverside ("First Amendment") to exercise the first option to extend the Agreement term for one (1) additional one (1) year term, beginning July 1, 2021, and ending June 30, 2022 ("First Extended Term"); and

WHEREAS, on June 1, 2022, City and Contractor entered into that certain Second Amendment to Agreement for Municipal Tree Maintenance Services in City Park Sites for City of Riverside ("Second Amendment") to exercise the second option to extend the Agreement term for one (1) additional one (1) year term, beginning July 1, 2022; and ending June 30, 2023 ("Second Extended Term"); and

WHEREAS, on September 13, 2022, City and Contractor entered into that certain Third Amendment to Agreement for Municipal Tree Maintenance Services in City Park Sites for City of Riverside ("Third Amendment") to exercise the third option to extend the Agreement term for one (1) additional one (1) year term, beginning July 1, 2022; and ending June 30, 2023 ("Third Extended Term"); and

WHEREAS, on May 18, 2023, City and Contractor entered into that certain Fourth Amendment to Agreement for Municipal Tree Maintenance Services in City Park Sites for City of Riverside ("Fourth Amendment") to exercise the fourth option to extend the Agreement term for

one (1) additional one (1) year term, beginning July 1, 2023; and ending June 30, 2024 ("Fourth Extended Term"); and

WHEREAS, the Agreement is set to expire June 30, 2024; and

WHEREAS, City and Contractor would like to increase the compensation in the amount of One Hundred Seventeen Thousand Seven Hundred Sixty Dollars (\$117,760.00), increasing total contract to Five Hundred Eighty Thousand Dollars (\$580,000.00), for the remaining term of the Agreement.

NOW, THEREFORE, in consideration of the foregoing recitals which are incorporated herein by this reference, City and Contractor agree as follows:

1. City shall pay Contractor for the performance of the Services in the amount of One Hundred Seventeen Thousand Seven Hundred Sixty Dollars (\$117,760.00), increasing total contract to Five Hundred Eighty Thousand Dollars (\$580,000.00), for the remaining term of the Agreement.

2. All terms and conditions of the Agreement not inconsistent with this Fifth Amendment shall remain in full force and effect and are incorporated herein by this reference as though set forth in full.

[SIGNATURES ON FOLLOWING PAGE.]

IN WITNESS WHEREOF, City and Contractor have caused this Fifth Amendment to be duly executed on the day and year first above written.

CITY OF RIVERSIDE,
a California charter city and municipal
corporation

WEST COAST ARBORISTS, INC.,
a California corporation

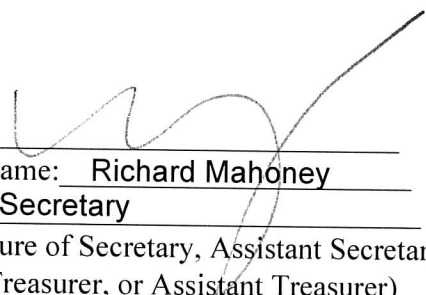
By: _____
City Manager

By:  _____
Print Name: Patrick Mahoney
Title: President
(Signature of Board Chair, President, or
Vice President)

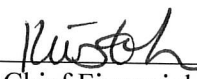
ATTESTED TO:

By: _____
City Clerk

and

By:  _____
Print Name: Richard Mahoney
Title: Secretary
(Signature of Secretary, Assistant Secretary,
CFO, Treasurer, or Assistant Treasurer)

CERTIFIED AS TO AVAILABILITY OF
FUNDS:

By:  _____
Chief Financial Officer

APPROVED AS TO FORM:

By:  _____
Deputy City Attorney