

**AMENDMENT NO. 6 TO NON-PROFESSIONAL SERVICES AGREEMENT BETWEEN  
THE CITY OF SAN LEANDRO AND RUBICON LANDSCAPE CORPORATION  
FOR  
CITYWIDE TURF MAINTENANCE**

This **Amendment No. 6** ("Amendment") is made by and between the City of San Leandro ("City") and Rubicon Landscaping Corporation ("Contractor") (together sometimes referred to as the "Parties") as of July 1, 2022 and amends that certain Non-Professional Services Agreement ("Agreement") dated March 1, 2016, between the Parties.

**WHEREAS**, City and Contractor have executed the Agreement, pursuant to which Contractor has provided certain services to City with regard to turf maintenance; and

**WHEREAS**, the Parties desire to amend the Agreement to extend the term for one year and increase the service price by 14.4%

**NOW THEREFORE**, for good and valuable consideration, the sufficiency of which is hereby acknowledged, the Parties hereby agree to amend the Agreement as follows:

1. Section 1.1 of the Agreement entitled "Term of Services" is hereby amended to extend the term from July 1, 2022, to June 30, 2023; and
2. Section 2 of the Agreement entitled "Compensation" is hereby amended to pay Contractor a sum not to exceed \$14,685.04 per month for a total of \$176,220.44 per year for fiscal year 2022-2023; and
3. Exhibit A of the Agreement entitled "Scope of Services" is hereby amended modify services as follows:
  - Increase weed spraying interval from two to three times per year
  - Decrease aeration and fertilization intervals from three to two times per year
  - Add Farrelly Pool services on a 26-week schedule and include maintenance of all site landscaping
  - Discontinue aeration and fertilization at Chabot Park
  - Discontinue weed spraying, aeration and fertilization at Floresta Park
  - Add weed spraying to Siempre Verde Park
  - Reduce mowing interval at Benedict, Root Park, and Washington Manor Middle School from 52-week to 42-week, and reduce edging from 26-week to 21-week
  - Discontinue weed spraying at Washington Manor Middle School
4. Exhibit B of the Agreement entitled "Compensation Schedule" is hereby amended as attached; and
5. All other terms shall remain in full force and effect.

This Amendment may be executed in multiple counterparts, each of which shall be an original and all of which together shall constitute one agreement.

The Parties have executed this Amendment as of the date first written above. The persons whose signatures appear below certify that they are authorized to sign on behalf of the respective Party.

CITY OF SAN LEANDRO

DocuSigned by:

*Fran Robustelli*

C063C023AE624E3

Frances Robustelli, City Manager

RUBICON LANDSCAPE CORPORATION

DocuSigned by:

*Nancy Emery*

E735618014BD424

Nancy Emery, Vice President of Landscape

Attest:

1000060936

Contractor DIR Registration Number

DocuSigned by:

*Kelly B. Clancy*

F21D2C0007F54D0

Leticia I. Miguel, City Clerk

for

DocuSigned by:



Budget Approved: x

Approved as to Fiscal Authority:

DocuSigned by:

*Scott Kall*

97444E47039E40B

Michael Yuen, Finance Director

for

010-62-001-5340

Account Number

Approved as to Form:

DocuSigned by:

*Richard Pio Roda*

7B41538F6D6F470

Richard D. Pio Roda, City Attorney

DocuSigned by:

**Debbie Pollart**

79AB70F06F05400

Debbie Pollart, Public Works Director

ATTACHMENT A  
AGREEMENT AND AMENDMENTS SUMMARY

Contract/Amendment	Effective Date	Description
NPSA for Turf Maintenance Services	March 1, 2016	Turf Maintenance services at City Parks as outlined in Exhibit A – Scope of Services. Cost for FY 2016: \$10,934 per month (3 months) Cost for FY2017: \$11,284 per month Expired June,30, 2017 Council Resolution 2016-023
Amendment No. 1	July 1, 2017	Extend Term for one year with a CPI increase of 3% Discontinue services at Pacific Sports Complex Cost for FY2018: \$10,847.30 per month Expired June 30, 2018 Council Resolution 2017-117 - allows for three additional 1-year extensions
Amendment No. 2	July 1, 2018	Extend Term for one year with a CPI increase of 3.2% Name Change to Rubicon Landscape Corporation Cost for FY2019: \$11,194.41 per month Expired June 30, 2019
Amendment No. 3	July 1, 2019	Extend Term for one year with a CPI increase of 3.87% Update Insurance Requirements Add weed abatement services at Marina Park (unpaved path) Add Turf Maintenance at Floresta Park Remove Turf Maintenance at McCartney Park Cost for FY2020: \$12,143.43 per month Expired June 30, 2020
Amendment No. 4	July 1, 2020	Extend Term for one year with a CPI increase of 3.31% Add Turf Maintenance Services at Marina Park Cost for FY2021: \$14,375.37 per month Expires June 30, 2021
Amendment No. 5	July 1, 2021	Extend Term for one year with an increase of 3.8% Reduce services at Marina Park and Discontinue services at Warden Park and Williams Street Island Cost for FY2022: \$13,755.18 per month Expires June 30, 2022
Amendment No. 6	July 1, 2022	Extend Term for one year with an increase of 14.4% Modify Service intervals as noted Cost for FY2023: \$14,685.04 per month Expires June 30, 2023

## Exhibit B

## Compensation Schedule FY 2022-2023

Location	Mow (42 Weeks)	Edged (21 Weeks)	Weeds (3x)	Aeration (2x)	Fertilization (2x)	Total	Notes
Bonaire Park	\$ 9,334.67	\$ 1,056.75	\$ 171.93	\$ 355.05	\$ 355.05	\$ 11,273.45	
Chabot Park	\$ 3,170.26	\$ 322.90		\$ 139.78	\$ 139.78	\$ 3,772.73	No weeds
Cherry Grove Park	\$ 3,816.06	\$ 322.90	\$ 171.93	\$ 335.48	\$ 335.48	\$ 4,981.84	
Tony B Santos Park	\$ 3,052.85	\$ 352.25	\$ 352.25	\$ 81.07	\$ 81.07	\$ 3,919.50	
Farrelly Pool	\$ 352.25	\$ 322.90	\$ 100.64	\$ 69.89	\$ 27.96	\$ 873.64	26 week Schedule
Farrelly Pool Landscaping						\$ 1,772.76	26 week Schedule
Floresta Park	\$ 4,852.08	\$ 322.98				\$ 5,175.06	No Aeration, Fertilization, Weeds
Halcyon Park	\$ 9,686.92	\$ 939.34	\$ 100.64	\$ 424.94	\$ 424.94	\$ 11,576.78	
John Muir Soccer Field							CLOSED
Marina Park (Spraying Tree Wells)			\$ 686.40			\$ 686.40	
Marina Park (Turf)	\$ 14,872.00	\$ 9,094.80		\$ 3,814.10	\$ 3,814.10	\$ 31,594.99	26 week Schedule
Memorial Park	\$ 3,463.81	\$ 499.02		\$ 139.78	\$ 118.82	\$ 4,221.43	No weeds
San Leandro Ball Park	\$ 9,921.75	\$ 616.44	\$ 67.10	\$ 698.91	\$ 447.30	\$ 11,751.51	
San Leandro Family Aquatic Center	\$ 2,876.72	\$ 293.54		\$ 69.89	\$ 69.89	\$ 3,310.05	No weeds
Siempre Verde Park	\$ 4,168.31	\$ 352.25	\$ 580.38	\$ 192.90	\$ 192.90	\$ 5,486.74	
Stenzel Park	\$ 13,913.94	\$ 821.92	\$ 134.19	\$ 693.32	\$ 693.32	\$ 16,256.69	
Thrasher Park	\$ 5,812.15	\$ 616.44	\$ 134.19	\$ 223.65	\$ 223.65	\$ 7,010.09	
Toyon Park	\$ 6,457.95	\$ 352.25	\$ 47.53	\$ 223.65	\$ 223.65	\$ 7,305.03	
Washington ManorPark	\$ 19,139.01	\$ 1,996.09	\$ 71.29	\$ 1,090.30	\$ 1,090.30	\$ 23,386.99	42 weeks edging
Benedict	\$ 3,581.23	\$ 176.13	\$ 71.29	\$ 111.83	\$ 27.96	\$ 3,968.42	42 week schedule
Root	\$ 4,285.73	\$ 205.48	\$ 71.29	\$ 139.78	\$ 53.12	\$ 4,755.40	42 week schedule
Washington Mannor MS	\$ 12,035.26	\$ 322.90		\$ 391.39	\$ 391.39	\$ 13,140.94	42 week schedule; No weeds
					<b>Grand Total</b>	\$ 176,220.44	
					<b>Monthly Price</b>	\$ 14,685.04	