

**AMENDMENT NO. 1 TO NON-PROFESSIONAL SERVICES AGREEMENT BETWEEN
THE CITY OF SAN LEANDRO AND
RUBICON ENTERPRISES, INC.
FOR
CITYWIDE TURF MAINTENANCE**

This **Amendment No. 1** ("Amendment") is made by and between the City of San Leandro ("City") and Rubicon Enterprises, Inc. ("Contractor") (together sometimes referred to as the "Parties") as of July 1, 2017, 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, increase the service price by 3% (CPI) and modify services to discontinue turf maintenance at the Pacific Sports Complex location.

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, 2017, to June 30, 2018; and
2. Section 2 of the Agreement entitled "Compensation" is hereby amended to pay Contractor a sum not to exceed \$10,847.30 per month for a total of \$130,167.60 per year; and
3. Exhibit B of the Agreement entitled "Compensation Schedule & Reimbursable Expenses" is hereby amended to discontinue turf maintenance services at the Pacific Sports Complex location.
4. 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.

SIGNATURES ON FOLLOWING PAGE

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

Rubicon Enterprises, Inc.

Chris Zapata, City Manager

Lalo Cervantes, General Manager

Attest:

Tamika Greenwood, City Clerk

Approved as to Fiscal Authority:

David Baum, Finance Director

010-62-001-5340

Account Number

Approved as to Form:

Richard D. Pio Roda, City Attorney

(2015)