

**AMENDMENT NO. 7 TO NON-PROFESSIONAL SERVICES AGREEMENT BETWEEN  
THE CITY OF SAN LEANDRO AND  
DEL CONTE'S LANDSCAPE, INC.  
FOR  
CITYWIDE MAINTENCE AND WEED ABATEMENT IN THE CITY RIGHT-OF-WAYS**

This **Amendment No. 7** ("Amendment") is made by and between the City of San Leandro ("City") and Del Conte's Landscaping, Inc ("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 median maintenance and weed abatement services; and

**WHEREAS**, the Parties desire to amend the Agreement to extend the term for one year, increase the annual service price by 5.5%.

**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 30th, 2023; and
2. Section 2 of the Agreement entitled "Compensation" is hereby amended to pay Contractor a sum not to exceed \$216,261.60 for fiscal year 2022-2023; and
3. Exhibit B of the Agreement entitled "Compensation Schedule & Reimbursable Expenses" is hereby amended as attached; and
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

DEL CONTE'S LANDSCAPING, INC.

DocuSigned by:  
*Fran Robustelli*  
C063C023AE624E3  
\_\_\_\_\_  
Frances Robustelli, City Manager

DocuSigned by:  
*Tom Del Conte*  
8106B73A1CC54E9...  
\_\_\_\_\_  
Tom Del Conte, President CEO  
Consultant's Signature

Attest:

DocuSigned by:  
*Kelly B. Clancy*  
E21D2CC0C7E54D6  
\_\_\_\_\_  
Leticia I. Miguel, City Clerk

for

1000019329  
\_\_\_\_\_  
Contractor DIR Registration Number



Budget Approved:

Approved as to Fiscal Authority:

DocuSigned by:  
*Michael Yuen*  
A3B5825AD7A4495  
\_\_\_\_\_  
Michael Yuen, Finance Director

010-33-052-5340  
\_\_\_\_\_  
Account Number

Approved as to Form:

DocuSigned by:  
*Richard Pio Roda*  
7B41538F6D6F470...  
\_\_\_\_\_  
Richard D. Pio Roda, City Attorney

DocuSigned by:  
**Debbie Pollart**  
76AD76F68F05400...  
\_\_\_\_\_  
Debbie Pollart, Public Works Director

ATTACHMENT A

Contract/Amendment	Effective Date	Description
NPSA for Citywide Median Maintenance	March 1, 2016	Citywide Median Maintenance and Weed Abatement as outlined in Exhibit A – Scope of Services. Cost for FY 2016: \$13,755 per month (4 months) Cost for FY2017: \$14,113 per month Expired June,30, 2017 Council Resolution 2016-025
Amendment No. 1	July 1, 2017	Extend Term for one year with a CPI increase of 3% Cost for FY2018: \$14,976 per month Added ivy trimming and litter abatement at specified locations Expired June 30, 2018 Council Resolution 2017-119 - 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 Del Conte’s Landscape, Inc. Cost for FY2019: \$15.455 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 Cost for FY2020: \$16,024 per month Expired June 30, 2020
Amendment No. 4	July 1, 2020	Extend Term for six months with a CPI increase of 3.31% Cost for FY2021: \$16,584.74 per month Expires December 31, 2020
Amendment No. 5	January 1, 2021	Extend Term for six months Cost for FY2021: \$16,584.74 per month Expires June 30, 2021
Amendment No. 6	July 1, 2021	Extend Term for one year with a CPI increase of 3% Cost for FY2022: \$17,082.28 per month Expired June 30, 2022
Amendment No. 7	July 1, 2022	Extend Term for one year with a CPI increase of 5.5% Cost for FY2022: \$18,021.80 per month Expired June 30, 2023

Exhibit B  
Compensation

<b>RIGHT-OF WAY MAINTENANCE (landscaping and weed abatement)</b>	<b>PRICE (per month)</b>
1. 139 <sup>th</sup> Ave Weed Abatement	\$ 12.46
2. Alvarado St Weed Abatement	\$ 92.22
3. Bancroft Ave Weed Abatement	\$ 92.22
4. Belvedere Ave Weed Abatement	\$ 23.68
5. Benedict Dr Weed Abatement - <i>Includes Quarterly Ivy Trimming</i>	\$ 174.05
6. Bermuda Way Weed Abatement	\$ 23.68
7. Blossom Way Landscape Maintenance	\$ 92.22
8. Broadmoor Blvd Landscape Maintenance	\$ 366.40
9. Callan Ave Landscape Maintenance	\$ 92.22
10. Chapman Rd Weed Abatement	\$ 33.65
11. Davis St Landscape Maintenance and Weed Abatement - <i>Includes quarterly weed abatement at 2512 Davis St.</i>	\$ 925.54
12. Doolittle Dr Landscape Maintenance and Weed Abatement	\$ 1,464.37
13. Dowling Blvd Landscape Maintenance	\$ 183.20
14. Dutton Ave Landscape Maintenance	\$ 366.40
15. East 14th St Landscape Maintenance and Weed Abatement	\$ 1,348.47
16. Estudillo Ave/Lake Chabot Rd Landscape Maintenance and Weed Abatement	\$ 549.61
17. Fairway Dr Landscape Maintenance and Weed Abatement	\$ 366.40
18. Fairmont Dr Weed Abatement	\$ 92.22

Exhibit B  
Compensation

<b>RIGHT-OF WAY MAINTENANCE (landscaping and weed abatement)</b>	<b>PRICE (per month)</b>
19. Farnsworth Ave Landscape Maintenance	\$ 183.20
20. Floresta Blvd Landscape Maintenance and Weed Abatement	\$ 183.20
21. Fremont Ave Landscape Maintenance and Weed Abatement	\$ 366.52
22. Grand Ave Landscape Maintenance and Weed Abatement	\$ 183.20
23. Halcyon Dr Landscape Maintenance and Weed Abatement	\$ 732.81
24. Hays St Landscape Maintenance and Weed Abatement	\$ 23.68
25. Hesperian Blvd Landscape Maintenance and Weed Abatement	\$ 549.61
26. Hillside Dr Landscape Maintenance	\$ 183.20
27. Huff Ave Landscape Maintenance	\$ 183.20
28. Leonard Dr Landscape Maintenance	\$ 549.61
29. Lewelling Blvd Landscape Maintenance and Weed Abatement	\$ 732.81
30. Lola Ave Weed Abatement	\$ 92.22
31. MacArthur Ave Landscape Maintenance and Weed Abatement	\$ 1,223.84
32. Marina Blvd Landscape Maintenance and Weed Abatement	\$ 974.58
33. Menlo St Weed Abatement	\$ 92.22
34. Merced St. Landscape Maintenance and Weed Abatement	\$ 366.40
35. Parrott St Landscape Maintenance	\$ 183.20
36. San Leandro Blvd Landscape Maintenance and Weed Abatement	\$ 1,962.88

Exhibit B  
Compensation

<b>RIGHT-OF WAY MAINTENANCE (landscaping and weed abatement)</b>	<b>PRICE (per month)</b>
37. School St Weed Abatement	\$ 92.22
38. Springlake Dr Landscape Maintenance	\$ 549.61
39. Timothy Dr Landscape Maintenance	\$ 183.20
40. Vistagrand Dr Weed Abatement	\$ 32.40
41. Washington Ave Landscape Maintenance and Weed Abatement	\$ 365.16
42. Westgate Parkway Landscape Maintenance - <span style="color: red;">Includes 2x week litter abatement</span>	\$ 704.11
43. W. Joaquin Ave Landscape Maintenance	\$ 183.20
44. W. Juana Ave Landscape Maintenance	\$ 183.20
45. Williams St Weed Abatement	\$ 138.34
46. Wicks Blvd Landscape Maintenance and Weed Abatement	\$ 183.20
47. Woodland Park Landscape Maintenance	\$ 183.20
48. Myers Ct Landscape Maintenance	\$ 158.54
<b>TOTAL BID</b>	<b>\$ 18,021.80</b>
<b>Total</b>	<b>\$ 216,261.60</b>

\*Monthly total is rounded to two decimals and then multiplied by 12.