

**AMENDMENT NO. 1
TO THE AGREEMENT FOR THE PERFORMANCE OF SERVICES
BETWEEN THE
CITY OF SANTA CLARA, CALIFORNIA,
AND
DAVEY TREE SURGERY COMPANY**

PREAMBLE

This agreement (“Amendment No. 1”) is entered into between the City of Santa Clara, California, a chartered California municipal corporation (City) and Davey Tree Surgery Company, an Ohio corporation (Contractor). City and Contractor may be referred to individually as a “Party” or collectively as the “Parties” or the “Parties to this Agreement.”

RECITALS

- A. The Parties previously entered into an agreement entitled “Agreement for the Performance of Services by and between the City of Santa Clara, California and Davey Tree Surgery Company (insert name of original Agreement), dated on or about December 5, 2017 (Agreement); and
- B. The Parties entered into the Agreement for the purpose of having Contractor provide tree-trimming services for powerline clearance, and the Parties now wish to amend the Agreement to change the fee schedule.

NOW, THEREFORE, the Parties agree as follows:

AMENDMENT TERMS AND CONDITIONS

- 1. Exhibit B of the Agreement, entitled “Fee Schedule,” is amended by replacing the rate schedule table in its entirety with the following revised table to be inserted:

2020 Composite (per person) Hour Billing Rate		
	ST - Straight Time	DT - Double Time
Per Person Hour	\$ 103.92	\$ 161.07
General Foreperson	\$ 114.60	\$ 177.63
2020 Standard Component Schedule		
Foreperson	\$ 98.74	156.01
Climber	\$ 93.67	147.98
Aerial Lift	\$ 12.58	\$ 12.58
2 Ton Manual Dump	\$ 7.35	\$ 7.35
Chipper	\$ 2.30	\$ 2.30
Pickup and Sign Board	\$ 7.27	\$ 7.27

2. Except as set forth herein, all other terms and conditions of the Agreement shall remain in full force and effect. In case of a conflict in the terms of the Agreement and this Amendment No. 1, the provisions of this Amendment No. 1 shall control.

The Parties acknowledge and accept the terms and conditions of this Amendment No. 1 as evidenced by the following signatures of their duly authorized representatives.

CITY OF SANTA CLARA, CALIFORNIA
a chartered California municipal corporation

Approved as to Form:

Dated: _____

BRIAN DOYLE
City Attorney

DEANNA J. SANTANA
City Manager

“CITY”

DAVEY TREE SURGERY COMPANY
an Ohio corporation

Dated: _____

By (Signature): _____

Name: LARRY EVANS

Title: Senior Vice President of Operations

Principal Place of Business Address: 2617 S. Vasco Road
Livermore, CA 94550

Email Address: larry.evans@davey.com

Telephone: (925) 443-1723 ext. 3217

“CONTRACTOR”