

FIRST AMENDMENT TO AGREEMENT FOR PROFESSIONAL SERVICES

THIS FIRST AMENDMENT TO AGREEMENT is made and entered into this ____ day of _____, 2020, by and between the City of Merced, a California Charter Municipal Corporation ("City"), and Davey Resource Group, Inc., a Delaware Corporation, whose address of record is 295 S. Water Street #300, Kent, Ohio 44240, ("Consultant").

WHEREAS, City is undertaking a project to prepare an Urban Forest Inventory and Management Plan; and,

WHEREAS, City and Consultant have previously entered into an Agreement for Professional Services ("Agreement") dated December 18, 2017; and,

WHEREAS, City and Consultant desire to amend said Agreement to provide for additional services in connection with said project.

NOW, THEREFORE, the parties hereto, in consideration of the mutual covenants hereinafter recited, agree as follows:

1. Section 22, "MODIFICATION TO WORK TASKS" is hereby added to the Agreement to read as follows:

"SECTION 22. MODIFICATION TO WORK TASKS.
Consultant shall perform the modified work outlined in Exhibit '1', which includes a reduction in tree 'data collection' and increase to GHG calculations through the end of the extended grant period."

2. Section 23, "REDUCTION IN COMPENSATION," is hereby added to the Agreement to read as follows:

"SECTION 23. REDUCTION IN COMPENSATION.
City shall pay to Consultant the not to exceed a sum of Three Hundred Forty-Two Thousand Two Hundred Seventy-Nine Dollars and Forty-One Cents (\$342,279.41) for the work described in Exhibit '1'. This is a reduction in compensation of One Hundred Eighteen

Thousand Eight Hundred Five Dollars and Fifty-Nine Cents (\$118,805.59) from the original contract amount of Four Hundred Sixty-One Thousand Eighty-Five Dollars (\$461,085.00).”

3. Except as herein amended, the Agreement dated December 18, 2017, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this First Amendment to Agreement to be executed on the date first above written.

CITY OF MERCED
A California Charter Municipal
Corporation

BY: _____
City Manager

ATTEST:
CITY CLERK

BY: _____
Assistant/Deputy City Clerk

APPROVED AS TO FORM:

BY: *Jm S. Aubert* 8-20-20
City Attorney Date

ACCOUNT DATA:

BY: _____
Verified by Finance Officer

CONSULTANT
DAVEY RESOURCE GROUP, INC.,
A Delaware Corporation

BY: Kenneth A. Joehlin
(Signature)

Kenneth A. Joehlin

(Typed Name)

Its: VP & GM, Environmental Consulting & Business Development
(Title)

BY: _____
(Signature)

(Typed Name)

Its: _____
(Title)

Taxpayer I.D. No. 82-1948528

ADDRESS: 295 S. Water St. #300
Kent, OH 44240

TELEPHONE: _____

FAX: _____

E-MAIL: _____

EXHIBIT 1

Part A: TREE INVENTORY SERVICES

Service	Original Budget	Amended Budget
Data Collection	\$ 357,483.00	\$ 231,677.41
TreeKeeper 8	\$ 6,250.00	\$ 11,050.00
Ongoing Technical Support	\$ 1,000.00	\$ 1,000.00
GHG Calculations	\$ 2,100.00	\$ 4,300.00

Part A Subtotal: \$ 248,027.41

Part B: MANAGEMENT PLAN SERVICES

Service	Original Budget	Amended Budget
Kick-Off Meeting	\$ 3,114.00	\$ 3,114.00
Program Review	\$ 27,080.00	\$ 27,080.00
Public Meetings	\$ 5,660.00	\$ 5,660.00
Urban Tree Canopy Assessment	\$ 34,658.00	\$ 34,658.00
Urban Forest Management Plan	\$ 23,740.00	\$ 23,740.00

Part B Subtotal: \$ 94,252.00

TOTAL CONTRACT COST: \$ 342,279.41

\$ 118,805.59