

**CITY OF TEMECULA
AGENDA REPORT**

TO: City Manager/City Council

FROM: Patrick Thomas, Director of Public Works/City Engineer

DATE: May 28, 2024

SUBJECT: Approve Fourth Amendment to the Minor Maintenance Agreement with Nieves Landscape, Inc., for Landscape Maintenance Services for Fiscal Year 2024-25

PREPARED BY: Julie Tarrant, Principal Management Analyst
Stacey Biddle, Management Assistant

RECOMMENDATION: That the City Council approve the fourth amendment to the minor maintenance agreement with Nieves Landscape, Inc., for landscape maintenance services for Fiscal Year 2024-25, in the amount of \$2,918,844.96, and approve contingency for extra work in the amount of \$583,768.99, which is 20% of the Fiscal Year 2024-25 agreement amount.

BACKGROUND: On April 27, 2021, City Council approved an agreement with Nieves Landscape, Inc., for landscape maintenance services at city facilities, medians, parks, trails, and slopes, in the amount of \$1,757,796, with an allowance to extend the agreement for four (4) additional one (1) year term extensions, and in no event shall be extended beyond June 30, 2026. The agreement also provides for annual price adjustments at the beginning of each fiscal year in accordance with the changes in the Consumer Price Index (CPI), not to exceed 3% of the previous fiscal year's total agreement amount.

In each of the following fiscal years 2022-2024, City Council approved the First, Second, and Third Amendments to the Agreement to add scope, increase payment, and additional contingency for extra work, and to extend terms through to June 30, 2024. The Fourth Amendment will extend the term of the agreement to June 30, 2025, increase the payment in the amount of \$2,918,844.96, and additional contingency for extra work in the amount of \$583,768.99, which is 20% of the agreement amount for FY2024-25.

Nieves Landscape, Inc., has provided exceptional service and shown they are capable and responsive to the needs of the city to provide a variety of landscape maintenance services and offer an efficient and economical means of completing the work.

FISCAL IMPACT: Adequate funds will be available in the Annual Operating Budget (AOB) for Fiscal Year 2024-2025.

ATTACHMENTS: Fourth Amendment