



**TOWN OF LOS GATOS  
COUNCIL AGENDA REPORT**

MEETING DATE: 11/04/2025

ITEM NO: 3

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DATE: November 4, 2025  
TO: Mayor and Town Council  
FROM: Chris Constantin, Town Manager  
SUBJECT: **Authorize the Town Manager to Execute a Third Amendment to Brightview Tree Care Services, Inc. Agreement for Services to Reduce Tree Maintenance Services and Compensation Through June 30, 2028**

**RECOMMENDATION:** Authorize the Town Manager to Execute a Third Amendment to the Agreement for Services with Brightview Tree Care Services, Inc. (Attachment 1) to reduce the Fiscal Year 2025-26 amount to \$161,115 and the total five-year contract not to exceed an amount to \$1,076,115.

**FISCAL IMPACT:**

The recommended amendment reduces the Fiscal Year 2025-26 compensation for tree maintenance services within the Parks and Public Works Streets Program (5401) in an amount of \$50,000 and increases compensation for tree removal associated with the Shannon Road Repair Project (CIP No. 811-0008) in an amount of \$11,115. The net effect reduces the contract amount for FY 2025-26 by \$38,885 for a total of \$161,115, and a total five-year agreement not-to-exceed amount of \$1,076,115. Funding for subsequent fiscal years will be subject to future budget approvals.

**STRATEGIC PRIORITY:**

This action supports the Town's strategic priorities of fiscal stability and public safety.

**BACKGROUND:**

A Request for Proposal (RFP) was conducted for town-wide tree maintenance services, and on May 8, 2023, four proposals were received. Brightview Tree Care Services, Inc. presented as the

**PREPARED BY:** Tyler Thomas  
Superintendent

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Reviewed by: Town Manager, Assistant Town Manager, Town Attorney, Finance Director, and Parks and Public Works Director

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lowest responsible bidder, and on June 20, 2023, the Town Council authorized the execution of a five-year Agreement for Services with Brightview Tree Care Services, Inc. for Townwide tree maintenance at \$200,000 per year.

On April 16, 2024, the Town Council approved a First Amendment to increase Fiscal Year 2023-24 compensation by \$100,000.

On May 6, 2025, the Town Council approved a Second Amendment to increase Fiscal Year 2024-25 compensation by \$15,000.

The proposed Third Amendment reduces tree maintenance services and corresponding compensation in Fiscal Year 2025-26 in response to budget balancing measures.

DISCUSSION:

During the development of the Fiscal Year 2025-26 Operating Budget, the Parks and Public Works department was directed to identify cost-saving measures to assist in balancing the Town's General Fund. As part of this effort, staff proposed a reduction in the Streets Program (5401) tree maintenance budget. This reduction necessitates a corresponding decrease in contracted tree maintenance services provided through Brightview Tree Care Services, Inc.

The reduced tree maintenance will result in deferral of noncritical tree trimming and maintenance activities. Staff will continue to prioritize work related to public safety and emergency response, including hazardous tree removals, clearance for vehicular and pedestrian travel, and maintenance around key infrastructure. This approach ensures that essential services are maintained while aligning expenditures with available funding.

In addition to the reduction in operating budget-funded maintenance, the amendment adds funding for tree work under the Shannon Road Repair Project (CIP No. 811-0008). This work includes the removal of a large hazardous oak tree leaning over Hicks Road, which poses a safety risk to motorists and residents. Since Hicks Road will serve as a detour route during the Shannon Road project, the removal of this tree has become imperative. Removal of vegetation along the proposed detour route was not included in the contract documents for the capital project. Funding for this component is provided through previously appropriated CIP project funds.

With these changes, the total contract amount for Fiscal Year 2025–26 will be \$161,115, and the total five-year agreement amount will not exceed \$1,076,115. This amendment allows the Town to align service levels with the approved operating budget while supporting implementation of a capital project.

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CONCLUSION:

Authorize the Town Manager to execute a Third Amendment to the Agreement for Services with Brightview Tree Care Services, Inc. to reduce the scope of work and compensation for 2025-26.

ENVIRONMENTAL ASSESSMENT:

This is not a project defined under CEQA, and no further action is required. The removal of the tree along Hicks Road is Categorically Exempt per Section 15301.

Attachments:

1. Third Amendment to Agreement for Services
2. Original Agreement with First Amendment and Second Amendments