

## Attachment 2

### AMENDMENT NO. 2 TO FORESTRY SERVICES CONTRACT BETWEEN MARIN MUNICIPAL WATER DISTRICT and BAY AREA TREE SPECIALIST (CONTRACT NO. 1967)

This Contract Amendment ("Amendment No. 2") is entered into by and between Marin Municipal Water District ("District") and Bay Area Tree Specialist ("Contractor"). For good and valuable consideration the receipt and adequacy of which is hereby acknowledged, the parties hereto agree as follows:

#### Section 1. Recitals:

- A. On January 4, 2022 the District and the Contractor entered into Contract No. 1967 for Forestry Services ("Contract") for a period of two years.
- B. The Contract contains an option for the District to extend the term in one year increments for up to an additional two years.
- C. On June 6<sup>th</sup> 2023, the District Board of Directors authorized an amendment (Amendment No. 1) which extended the contract completion date to June 30, 2024.
- D. At this time, the Parties desire to execute an amendment ("Amendment No.2") to the Contract to extend the services of Contractor for one final year term until June 30, 2025.

#### Section 2. Terms:

- A. Amendment to Contract: This Amendment No. 2 modifies the Contract. Except for the modifications contained herein, all the terms of the Contract shall apply.
- B. Terms:
  - 1. Special Provisions Part 1-General- Paragraph 1.5 entitled "CONTRACT COMPLETION DATE" is amended to read as follows:

This contract shall commence upon the execution of Amendment No. 2 and terminate on June 30, 2025 unless otherwise terminated pursuant to Article 46 of the standard specifications.
  - 2. Pursuant to Special Provisions Part 1 – General – Paragraph 1.22 entitled "ESCALATION OF UNIT PRICE", the unit prices will be adjusted effective July 1, 2024 by 2.4% as reflected on Attachment A to this Amendment No. 2, which is incorporated herein and made part of the Contract.

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Executed by the parties as follows:

Dated: \_\_\_\_\_

Dated: \_\_\_\_\_

**Bay Area Tree Specialist**

By: \_\_\_\_\_

Richard Smith, Owner

**Marin Municipal Water District**

By: \_\_\_\_\_

Bennett Horenstein, General Manager

**ATTACHMENT A**  
**CN 1967 Amendment No.2 Budget**

Bay Area Tree Specialists Forestry, Fuels, & Weeds: FY25 - Year 4 (7/1/24 - 6/30/25)						
	Description	Quantity	Year 3 Rate	CPI Increase	Year 4 Rate	Total
a	Crew Supervisor	840	97.67	2.40%	\$100.01	\$84,008.40
b	Heavy Equipment Operator	1680	100.89	2.40%	\$103.31	\$173,560.80
c	Tree Trimmer	1680	97.67	2.40%	\$100.01	\$168,016.80
d	Ground Person	4200	97.67	2.40%	\$100.01	\$420,042.00
e	Excavator	840	118.06	2.40%	\$120.89	\$101,547.60
f	Skid Steer	840	107.33	2.40%	\$109.91	\$92,324.40
g	Water Buffalo	840	16.1	2.40%	\$16.49	13851.6
h	Mob / Demob	lump sum	1287.91	2.40%	\$1,318.82	\$1,318.82
	Total					\$1,054,670.42