



RESOLUTION No. 22-233

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING CONTRACT AMENDMENT NO. FIVE (5) WITH WEST COAST ARBORISTS, INC., FOR TREE TRIMMING AND REMOVAL SERVICES AND AUTHORIZING THE AUDITOR CONTROLLER TO ENCUMBER THE CONTRACT

WHEREAS, the Nevada County Board of Supervisors (Board) approved Resolution 17-529 approving a contract with West Coast Arborists, Inc., (WCA) for tree trimming and removal services with the ability to execute four (4) additional annual renewals beginning July 1, 2019; and

WHEREAS, the Board approved Resolution 19-281 approving Amendment No. One (1) to the contract for \$150,000 effective July 1, 2019 through June 30, 2020; and

WHEREAS, the Board approved Resolution 19-387 approving Amendment No. Two (2) to allow for an updated Exhibit B: Schedule of Charges and Payments to allow for increases in the California Department of Industrial Relations pre-determined wages; and

WHEREAS, the Board approved Resolution 20-258 approving Amendment No. Three (3) to the contract for \$150,000 effective July 1, 2020 through June 30, 2021; and

WHEREAS, the Board approved Resolution 21-237 approving Amendment No. Four (4) to the contract for \$150,000 effective July 1, 2021 through June 30, 2022; and

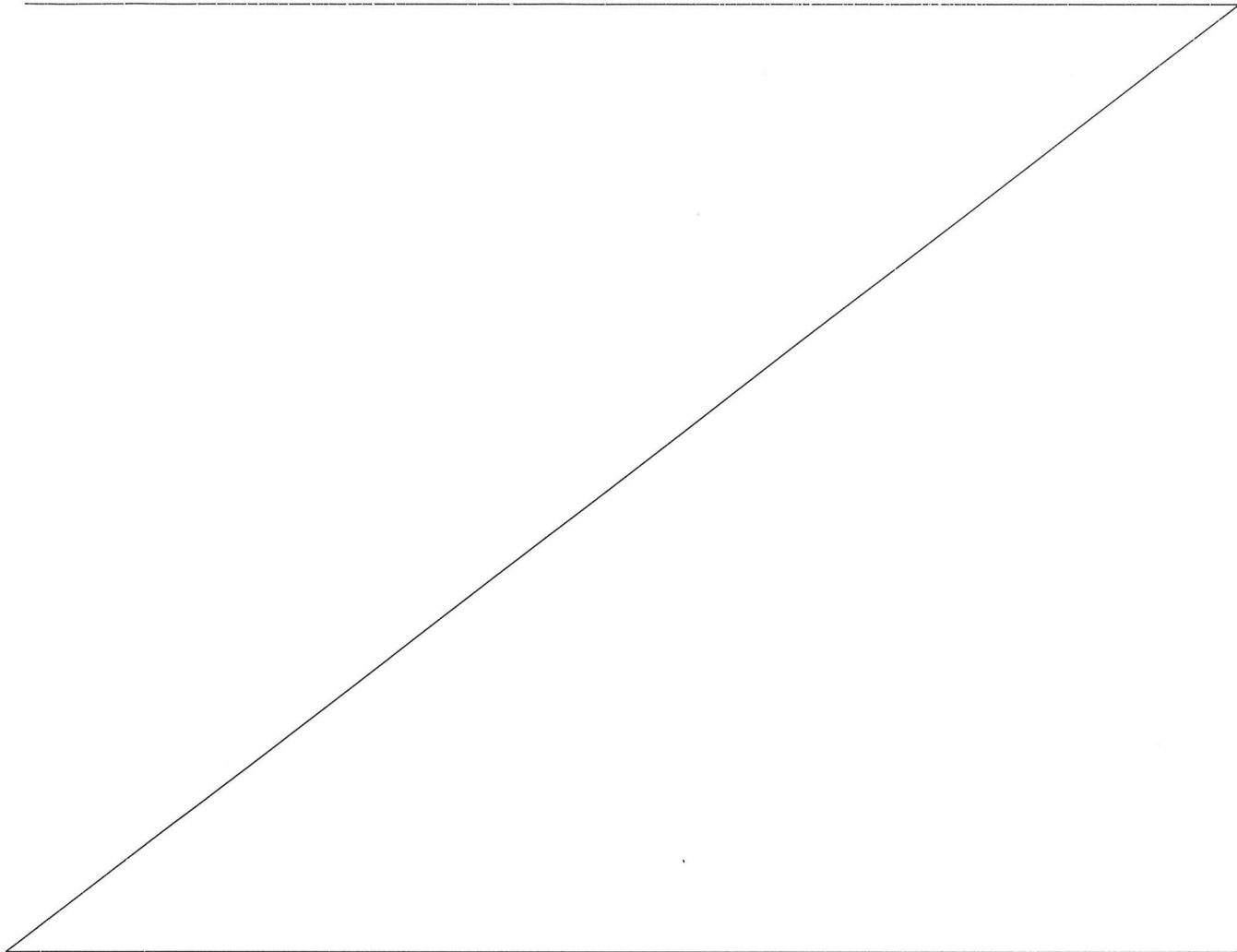
WHEREAS, the Department recommends approving Amendment No. Five (5) with West Coast Arborists Inc., for the final additional one-year term of July 1, 2022 through June 30, 2023, with a not-to-exceed contract amount of \$150,000; and

WHEREAS, this contract is contingent upon the adoption of the Fiscal Year 2022/23 County Budget and is included in the proposed Road Maintenance budget; and

WHEREAS, this contract shall begin on July 1, 2022.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Nevada County Board of Supervisors:

1. Approves Amendment No. Five (5) to the contract and authorizes the Chair of the Board of Supervisors to execute the Amendment between the County of Nevada and West Coast Arborists, Inc., for tree trimming and removal services.
2. Authorizes the Auditor Controller to encumber the contract:
1114-30107-703-1000/521520 \$150,000



PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 24th day of May, 2022, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Susan K. Hoek and Hardy Bullock.

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By: 


Susan K. Hoek, Chair

5/24/2022 cc: CDA*
AC*(hold)

7/7/2022 cc: CDA*(1)
AC*(release)



Renewal Request

April 27, 2022

West Coast Arborists, Inc.

Via Email to: marketing@wcainc.com; brian.kirkegaard@wcainc.com

Re: Professional Services Contract – Reso 17-529

Dear Sir or Ma'am,

Nevada County renewed the above Professional Services Contract to your firm for the period of July 1, 2021, through June 30, 2022, on behalf of the Department of Public Works Road Services Division. The department has been satisfied with the services you have provided over this period. The County Purchasing Policy allows the option to renew for another one (1) year, provided the terms can be satisfactorily negotiated.

The County is considering renewal of the contract for the period of July 1, 2022, through June 30, 2023. Please note your decision below, then sign and return this letter by email **no later than May 9, 2022**.

Renewal of your contract is solely at the County's discretion. Your response will be carefully evaluated to determine if a satisfactory renewal can be accomplished, or if rebidding will best serve the County's interest.

If you have any questions regarding this process, please feel free to call me at 530-470-2821.

John Veasey
Road Services Manager
john.veasey@co.nevada.ca.us

AS AUTHORIZED REPRESENTATIVE(S) OF THIS FIRM, I/WE:

- Agree to a one-year renewal of the above Professional Services Contract for the exact same pricing, terms and conditions and have signed the Renewal Amendment attached as well as included updated insurance as required.
- Agree to a one-year renewal of the above Professional Services Contract with changes and would like to discuss with you further prior to signing the Renewal Amendment.



**AMENDMENT NO. FIVE (5) TO PROFESSIONAL SERVICES
 CONTRACT NO. Reso 17-529
 FOR Tree Trimming and Removal Services**

This Amendment dated 5/24/2022 is between Nevada County (County) by and West Coast Arborists (Contractor).

This Amendment is effective as of the date this Amendment is fully executed.

WHEREAS, the County entered into a Professional Services Contract (Contract), identified below:

Original Contract/Previous Amendments(s)	
Contractor's Full Legal Name:	West Coast Arborists, Inc.
Contract Description:	Tree Trimming and Removal Services
Contract Number	Reso 17-529
Beginning Date of Contract:	11/1/2017
Original Contract End date	6/30/19
Prior Amended Date(s), Reso # and reason of amendment	6/18/19 (Res#19-281) to extend 1 yr.; 7/9/19 (Res# 19-387) to change wage rates; 6/23/20 (Res#20-258) to extend 1 yr.; 06/15/21 (Res#21-237) to extend 1 yr.
Current Amendment End Date	6/30/2022
Number of Renewals allowed	Four (4) pursuant to Res# 17-529

WHEREAS, the parties wish to extend the Contract and have renewals remaining under the Contract;

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties do hereby agree as follows:

- CONTRACT EXTENSION.** The parties hereby agree that the contract will be extended, under the original price, terms and conditions, for an additional term as follows:

New Contract Term	
Beginning Date of New Contract Term:	7/1/2022
End Date of New Contract Term:	6/30/2023
Maximum annual Contract price of New Contract Term FY 22/23	\$150,000
Contract Extension No.	Four (4)

The parties agree the contract will expire at midnight on the date defined as the "End Date of the New Contract Term" unless the parties agree to extend the contract for an additional term.


2. **ADDITIONAL CONTRACT MODIFICATIONS.** Additionally, the parties agree that the original terms will be modified as follows:

See attached Exhibit B for Schedule of Fees that will apply July 1, 2022, through June 30, 2023.

3. **ENTIRE AGREEMENT.** Except as expressly modified by this Amendment, the contract shall be and remain in full force and effect in accordance with its terms and shall constitute the legal, valid, binding and enforceable obligations to the parties. This Amendment and the contract (including any written amendments thereto), collectively, are the complete agreement of the parties and supersede any prior agreements or representations, whether oral or written, with respect thereto.

IN WITNESS WHEREOF, the parties have caused this Amendment to be duly executed by their authorized representatives.

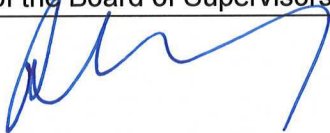
For Nevada County:

Signature:  Date: 5/24/2022
Name: Honorable Sue Hoek
Title: Chair of the Board of Supervisors

Attest:

Signature:  Date: 5/24/2022
Name: Julie Patterson Hunter
Title: Clerk of the Board of Supervisors

For Contractor:

Signature:  Date: 4/29/2022
Name: Patrick Mahoney
Title: President