

# CONSENT AGENDA NEW BUSINESS #8

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## Memorandum

To: Honorable Mayor and City Council

From: Linda Styczen, Procurement Officer

Date: June 19, 2017

Subject: Recommendation for the Execution of Amendment #2 to Agreement #C 36648 with Family Landscaping and Tree Works, Inc. for Tree/Stump Removal

### Background

The Public Works Forestry Division is responsible for the care and maintenance of City parkway trees and trees on City property. The activities of the division include removal of dead and diseased trees, trimming of parkway trees, and removal of tree stumps.

Efforts to combat the Emerald Ash Borer infestation have been ongoing for several years. The City entered into an agreement with Family Landscaping and Tree Works, Inc., to assist the Forestry Division in the removal of trees and stumps of diseased trees.

### Scope of Services

Although the majority of the trees affected by Emerald Ash Borer have been removed, there are 236 ash trees remaining that are in various states of deterioration. The Forestry Division deems it appropriate to continue this program and therefore, has a need for contracted services for tree/stump removal. Family Landscaping and Tree Works, Inc., performed to the satisfaction of City staff.

### Recommendation

Based on their successful past performance, an Invitation to Renew for one year was sent to Family Landscaping and Tree Works, Inc. Family Landscaping agreed to extend the agreement at the current fees for a one year term for 2017.

Funding for tree/stump removal is included in the FY 2017/18 Capital Projects Fund. The budget for ash tree/stump removal is \$64,000.

I recommend the City Council approve the attached resolution authorizing the execution of a one-year agreement extension with Family Landscaping and Tree Works, Inc., for tree/stump removal at a cost not to exceed \$64,000.

Agreement exhibits are on file in the City Clerk's office and available for review.

**RESOLUTION R- -17**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT #2 TO AGREEMENT #C 36648 WITH FAMILY LANDSCAPING AND TREE WORKS, INC., FOR TREE/STUMP REMOVAL**

**WHEREAS**, the City of Wheaton, DuPage County, Illinois and Family Landscaping and Tree Works, Inc., entered into an Agreement dated October 23, 2013, to provide tree/stump removal services (City Agreement #C 36648, herein after “Agreement”); and

**WHEREAS**, the City and the Contractor amended this Agreement on February 14, 2014 to extend services through April 30, 2017; and

**WHEREAS**, the City has a continued need for tree/stump removal services; and

**WHEREAS**, the City and Family Landscaping and Tree Works, Inc., have elected to extend the Agreement for one (1) year in 2017, as referenced in the proposal and Contractor signature dated March 27, 2017; and

**WHEREAS**, it is necessary for the City to enter into a second amendment to the Agreement #C 36648 with Family Landscaping and Tree Works, Inc., for the purpose of providing tree/stump removal services.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Wheaton, Illinois that the Mayor is hereby authorized to execute and the City Clerk is hereby directed to attest to amendment #2 between the City of Wheaton and Family Landscaping and Tree Works, Inc., for tree/stump removal services.

ADOPTED this 19<sup>th</sup> day of June 2017.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

Roll Call Vote:

Ayes:

Nays:

Absent:

**AMENDMENT #2 OF AGREEMENT #C 36648**

**Agreement Between the City of Wheaton, Illinois  
And FAMILY LANDSCAPING AND TREE WORKS, INC.,  
for TREE/STUMP REMOVAL**

This second amendment to City Agreement #C 36648, a copy of which is attached hereto and incorporated herein as if fully set forth as Exhibit A, is entered into as of this 19<sup>th</sup> day of June 2017 by and between the CITY OF WHEATON, an Illinois municipal corporation ("City"), 303 West Wesley Street, Wheaton, IL 60187, and FAMILY LANDSCAPING AND TREE WORKS, INC., ("Contractor"), 227 West Grand Lake Blvd., West Chicago, IL 60185.

**WHEREAS**, the City and the Contractor entered into City Agreement #C 36648 (Exhibit A), dated October 23, 2013, to provide labor, and/or materials and/or equipment to perform Tree/Stump Removal (hereinafter the "Work"); and

**WHEREAS**, the City and the Contractor amended this Agreement on February 14, 2014 to extend services through April 30, 2017; and

**WHEREAS**, the City has a continued need for Tree/Stump Removal services; and

**WHEREAS**, the City received a proposal dated March 27, 2017, (Exhibit B), a copy of which is attached hereto and incorporated herein as if fully set forth as Exhibit B, from Family Landscaping and Tree Works, Inc., for a one-year Agreement extension for Tree/Stump Removal; and

**WHEREAS**, it is necessary for the City to enter into a second amendment to the Agreement with Family Landscaping and Tree Works, Inc., for Tree/Stump Removal.

**NOW, THEREFORE**, in consideration of the agreements contained in this instrument and such other sufficient considerations, the parties agree as follows:

1. Contractor hereby agrees to perform the services described in the proposal dated March 27, 2017 (Exhibit B).
2. All other provisions of the Agreement, except as modified herein, are hereby ratified and reaffirmed.

**CITY OF WHEATON**

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

Date: \_\_\_\_\_

Title: \_\_\_\_\_

Attest:

\_\_\_\_\_

Date: \_\_\_\_\_

Title: \_\_\_\_\_

**FAMILY LANDSCAPING AND TREE WORKS, INC.**

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

Date: \_\_\_\_\_

Title: \_\_\_\_\_

Attest:

\_\_\_\_\_

Title: \_\_\_\_\_