

CITY CLERK
ORIGINAL

C-9449-1
11/13/2015

AMENDMENT NO. 1
TO
LINKING AGREEMENT BETWEEN
THE CITY OF GLENDALE, ARIZONA
AND
TERRA VERDE, LLC D/B/A/ TERRA VERDE SERVICES
(Avondale Contract No. 13935c, Glendale Contract No. C-9449)

This Amendment No. 1 ("Amendment") to the Linking Agreement (Agreement) is made this 13th day of November 2015 ("Effective Date"), by and between the City of Glendale, an Arizona municipal corporation ("City") and Terra Verde Services., an Arizona limited liability Company ("Contractor").

RECITALS

- A. City and Terra Verde LLC., dba Terra Verde Services ("Contractor") previously entered into a Linking Agreement, Contract No. C-9449, dated November 24, 2014 ("Agreement") pursuant to Avondale Contract No. 13935c; and
- B. The Avondale Contract No. 13935 had an initial one-year term beginning July 7, 2014 through July 7, 2015 with the option to extend an additional four (4) years in one-year increments; and
- C. The Avondale Contract, as amended, expires July 7, 2016; and
- D. City and Contractor wish to modify and amend the Agreement subject to and strictly in accordance with the terms of this Amendment.

AMENDMENT

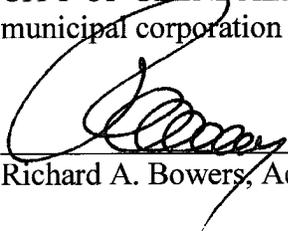
In consideration of the mutual promises set forth herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the City and Contractor hereby agree as follows:

1. **Recitals.** The recitals set forth above are not merely recitals, but form an integral part of this Amendment.
2. **Term.** This Amendment shall extend the term of the Agreement from July 8, 2015 through July 7, 2016. All other provisions of the Agreement and any Amendment thereto shall remain in effect in their entirety.
3. **Compensation.** Remains unchanged.

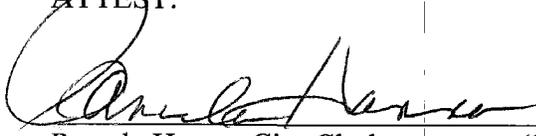
4. **Non-discrimination.** Contractor must not discriminate against any employee or applicant for employment on the basis of race, color, religion, sex, national origin, age, marital status, sexual orientation, gender identity or expression, genetic characteristics, familial status, U.S. military veteran status or any disability. Contractor warrants compliance with this section.

5. **Ratification of Agreement.** City and Contractor hereby agree that except as expressly provided herein, the provisions of the Agreement shall be, and remain in full force and effect and that if any provision of this Amendment conflicts with the Agreement, then the provisions of this Amendment shall prevail.

CITY OF GLENDALE, an Arizona
municipal corporation


Richard A. Bowers, Acting City Manager

ATTEST:

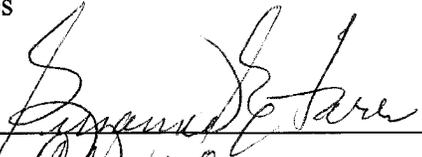
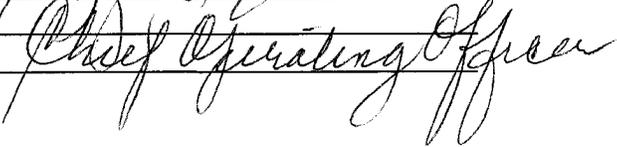

Pamela Hanna, City Clerk (SEAL)

APPROVED AS TO FORM:


Michael D. Bailey, City Attorney

Terra Verde LLC., d.b.a. Terra Verde
Services

By:
Its:



June 8, 2015

Mr. Edward Vasko, CEO
Terra Verde Services
7400 E Pinnacle Peak Rd, Suite #100
Scottsdale, AZ 85255

Subject: Extension of Contract #13935c between Terra Verde, LLC, and the City of Avondale

Dear Mr. Vasko:

This letter is to inform you that the City of Avondale extends its contract with Terra Verde Services per the Term of Agreement clause of Purchase and Services Agreement #13935c, dated July 7, 2014. The City is exercising the first of four extension options allowed in the contract.

The Purchase and Services Agreement is hereby extended for the period of July 8, 2015, through and including July 7, 2016. In all other respects, the Agreement is affirmed and ratified and, except as expressly modified herein, all terms and conditions shall remain in full force and effect.

If you have any further questions regarding this notice please do not hesitate to contact the City's CIO, Rob Lloyd, at 623-333-5011 or rlloyd@avondale.org.

Sincerely,

David Fitzhugh
City Manager
City of Avondale

cc: File
City Clerk
Procurement

Information Technology

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