

**THIRD AMENDMENT
TO GENERAL SERVICES AGREEMENT NUMBER F001709
WITH PONCIA FERTILIZER, INC.**

This Third Amendment to Agreement number F001709, dated June 7, 2018 ("Agreement") is made as of this _____ day of _____, 2022, by and between the City of Santa Rosa, a municipal corporation ("City"), and Poncia Fertilizer, Inc., a California Corporation ("Contractor").

RECITALS

- A. City and Contractor entered into the Agreement for Contractor to provide biosolids land application services as required by the City of Santa Rosa Compost Facility, as previously amended.
- B. City and Contractor now desire to amend the Agreement for the purpose of extending the term for one year with a 15% increase in contract price, and increasing compensation.

AMENDMENT

NOW, THEREFORE, the parties agree to amend the Agreement as follows:

1. TIME FOR PERFORMANCE

Section 2 of the Agreement is hereby amended to replace "June 30, 2022" with "June 30, 2023".

2. TERM, SUSPENSION, TERMINATION

Pursuant to Section 6(a) of the Agreement, the parties hereby agree to extend the term of the Agreement for an additional one year commencing on July 1, 2022.

3. COMPENSATION

Section 4 of the Agreement is amended to increase the compensation payable to Contractor under the Agreement by \$53,785.80 to read as follows:

"The total of all fees paid to Contractor for the satisfactory performance and completion of all services set forth in the Agreement shall not exceed the total sum of \$235,189.80. The Chief Financial Officer is authorized to pay all proper claims from Charge Number 130807-5321."

All other terms of the Agreement shall remain in full force and effect.

Executed as of the day and year first above stated.

CONTRACTOR:

Poncia Fertilzer, Inc.

TYPE OF BUSINESS ENTITY:

____ Individual/Sole Proprietor

____ Partnership

X Corporation

____ Limited Liability Company

____ Other (please specify: _____)

Signatures of Authorized Persons:

By: _____

Print Name: Andy Poncia

Title: President

By: _____

Print Name: Andy Poncia

Title: Treasurer

City of Santa Rosa Business Tax Cert. No.

_____06501547_____

CITY OF SANTA ROSA

a Municipal Corporation

By: _____

Print Name: Daniel J Galvin III

Title: Chairman of the Board

APPROVED AS TO FORM:

Office of the City Attorney

ATTEST:

Board Secretary

EXHIBIT B - 2**Compensation Schedule**

<u>Item</u>	<u>SECTION I</u> <u>NORTHERN SONOMA COUNTY</u>	<u>*1-YR</u> <u>EST</u>	<u>Unit Price</u>	<u>Total</u>
1.	Land application of City-provided Biosolids at: Alpha Farm - Brown Farm - Stone Farm	3,720/ Tons	\$ <u>4.89</u>	\$ <u>18,190.80</u>
2.	Land Application of City-provided Agricultural Lime at: Alpha Farm - Brown Farm - Stone Farm	100/ Tons	\$ <u>8.34</u>	\$ <u>834.00</u>
			Section I Total Amount	\$ <u>19,024.80</u>

<u>Item</u>	<u>SECTION II</u> <u>SOUTHERN SONOMA COUNTY</u>	<u>*1-YR</u> <u>EST</u>	<u>Unit Price</u>	<u>Total</u>
1.	Land application of City-provided Biosolids at: Yenni Ranch	5,320/ Tons	\$ <u>4.60</u>	\$ <u>24,472.00</u>
2.	Land application of City-provided Agricultural Lime at: Yenni Ranch	1,100/ Tons	\$ <u>8.34</u>	\$ <u>9,174.00</u>
3.	Mobilization charge to spread biosolids at Yenni Ranch (if applicable)	1 Ls		\$ <u>1,115.00</u>
4.	Entrance Fee for Per Ranch (if applicable)	1 Ls		\$ <u>0</u>
			Section II Total Amount	\$ <u>34,761</u>
			Section I & II Grand Total	\$ <u>53,785.80</u>