## THIRD AMENDMENT TO GENERAL SERVICES AGREEMENT NUMBER F001626 WITH JAMES FURULI INVESTMENT COMPANY, INC. DBA ENVIRONMENTAL DYNAMICS

This Third Amendment to Agreement num	nber F001626, dated February 15, 2018
("Agreement") is made as of this day of	, 2021, by and between the
City of Santa Rosa, a municipal corporation	("City"), and James Furuli Investment
Company, Inc. dba Environmental Dynamics, a (	California Corporation ("Contractor").

#### RECITALS

- A. City and Contractor entered into the Agreement for Contractor to provide janitorial services for various City of Santa Rosa Water Department locations, as previously amended.
- B. City and Contractor now desire to amend the Agreement for the purpose of adding additional contingency funds in the amount of \$250,000, and increasing compensation.

#### <u>AMENDMENT</u>

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

#### 1. COMPENSATION

Section 4 of the Agreement is amended to increase the compensation payable to Contractor by increasing the contingency amount by \$250,000 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 \$847,165.56 plus a total contingency of \$420,000 for Miscellaneous Services for an aggregate not-to-exceed amount under the Agreement of \$1,267,165.50. The Chief Financial Officer is authorized to pay all proper claims from various Charge Numbers."

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

Executed as of the day and year first above stated.

CONTRACTOR:	CITY OF SANTA ROSA a Municipal Corporation	
James Furuli Investment Company, Inc. dba Environmental Dynamics	а тапара согрегано.	
TYPE OF BUSINESS ENTITY: Individual/Sole Proprietor PartnershipX Corporation Limited Liability Company Other (please specify:)	By: Print Name: Chris Rogers Title: Mayor APPROVED AS TO FORM:	
Signatures of Authorized Persons:		
By: James C. Furuli and Copy 1. Copy 1	Section Detections:  Office of the City Attorney	
Print Name: James C. Furuli	ATTEST:	
Title: President		
By: James C. Furuli James C. F	Board Secretary	
Print Name: James C. Furuli	Dodia Cooloidiy	
Title: CFO		
City of Santa Rosa Business Tax Cert. No06507747		
Attachment: N/A		

#### CERTIFICATE OF INSURANCE

This certificate is issued for informational purposes only. It certifies that the policies listed in this document have been issued to the Named Insured. It does not grant any rights to any party nor can it be used, in any way, to modify coverage provided by such policies. Alteration of this certificate does not change the terms, exclusions or conditions of such policies. Coverage is subject to the provisions of the policies, including any exclusions or conditions, regardless of the provisions of any other contract, such as between the certificate holder and the Named Insured. The limits shown below are the limits provided at the policy inception. Subsequent paid claims may reduce these limits.

Named Insured:

JAMES FURULI INVESTMENT CO., INC.

1320 COMMERCE ST STE T

635 1ST ST FL SECOND SANTA ROSA, CA 95404-4716					PETAL	JMA	MA CA 94954-1470		
	Automobile Liability						_		
Insu	rer Nan	ne: Allstate Insurance Comp	oany	/	<u> </u>				
Polic	y Num	<b>ber:</b> 048532920							
X 1	I – Any	Auto		2 –	Owned Autos Only		3 - Owned Priv. Pass. Autos Only		
4 – Owned Autos Other Than Priv. 5 – 0 Pass. Autos Only Faul			Owned Autos Subject to Noult		6 – Owned Autos Subject to a Compulsory UM Law				
X 7 – Specifically Described Autos X 8 – Hired Autos Only				8 1	Hired Autos Only	Χ	9 – Non-owned Autos Only		
Polic	Policy Effective Date: 01-30-2021 Policy Expiration Date: 01-30-2022								
Limi	Limits Of \$ 1,000,000 Combined Single Limit (each accident)								
Insurance: BI Per Person			BIPe	Accident PD Per Accident					
	Description of Operations/Locations/Vehicles/Endorsements/Special Provisions								
Re	CITY OF SANTA ROSA RE: CONTRACT F001626  Reviewed FVS Reviewed FVS (Apr 26, 2021 09:19 PDT)  Apr 26, 2021  FVS FVS								

Producer:	
MEMMER INS	
Authorized Representative:	
	<b>Date:</b> 04-22-21

IF THIS CERTIFICATE INDICATES THAT THE CERTIFICATE HOLDER IS AN ADDITIONAL INSURED, THE POLICY(IES) MUST EITHER BE ENDORSED OR CONTAIN SPECIFIC LANGUAGE PROVIDING THE CERTIFICATE HOLDER WITH ADDITIONAL INSURED STATUS. THE CERTIFICATE HOLDER IS AN ADDITIONAL INSURED ONLY TO THE EXTENT

THIS CERTIFICATE DOES NOT GRANT ANY COVERAGE OR RIGHTS TO THE CERTIFICATE HOLDER.

Includes copyrighted material of Insurance Services Office, Inc., with its permission

Certificate Holder:

DEPARTMENT OF FINANCE

CITY OF SANTA ROSA C/O JENNIFER MYLES

Interested Party Type: CERTIFICATE HOLDER

INDICATED IN SUCH POLICY LANGUAGE OR ENDORSEMENT.

### F001626 Auto 21-22

Final Audit Report 2021-04-26

Created: 2021-04-26

By: Pida Saysipaseuth (psaysipaseuth@srcity.org)

Status: Signed

Transaction ID: CBJCHBCAABAA1VMKOCJATt7Z6IjABpqR0q99NX2XetCp

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CERTIFICATE OF LIABILITY INSURANCE

**APERRY** 

DATE (MM/DD/YYYY) 9/1/2021

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER. AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed.

If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).											
PRODUCER License # 0603247			CONTA NAME:	СТ							
<del> </del>			PHONE (A/C, No, Ext): 70-7525-4150 FAX (A/C, No): 70-752					)-752	5-4175		
	a Rosa, CA 95402				E-MAIL ADDRE	<sub>ss:</sub> info@gp	ins.com				
						INS	SURER(S) AFFOR	RDING COVERAGE			NAIC #
					INSURE	R A : Financi	al Pacific II	nsurance Co			31453
INSU	RED James Euruli Investment Co	Inc			INSURE	R в : Falls La	ake Fire & C	Casualty Compa	any		15884
James Furuli Investment Co., Inc. dba Environmental Dynamics dba Total Building Maintenance				INSURE	RC:			-			
				INSURER D: Karon Donovan							
1320 Commerce St., Suite T Petaluma, CA 94954			INSURER E : Karen Donovan (Sep 13, 2021 17:39 PDT)								
i ctatama, on order				INSURER F:							
COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:											
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.											
INSR TYPE OF INSURANCE ADDL SUBR INSD WVD POLICY NUMBER			POLICY EFF POLICY EXP (MM/DD/YYYY) LIMITS								
Α	X COMMERCIAL GENERAL LIABILITY							EACH OCCURRENCE	E \$		1,000,000
	CLAIMS-MADE X OCCUR	Х	Х	60481084		9/1/2021	9/1/2022	DAMAGE TO RENTE			300,000
		-						MED EXP (Any one pe			5,000

LTR	TYPE OF INSURANCE	INSD	WVD	POLICY NUMBER	(MM/DD/YYYY)	(MM/DD/YYYY)	LIMIT	S
Α	X COMMERCIAL GENERAL LIABILITY						EACH OCCURRENCE	\$ 1,000,000
	CLAIMS-MADE X OCCUR	Χ	х	60481084	9/1/2021	9/1/2022	DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 300,000
							MED EXP (Any one person)	\$ 5,000
							PERSONAL & ADV INJURY	\$ 1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						GENERAL AGGREGATE	\$ 2,000,000
	POLICY PRO- X LOC						PRODUCTS - COMP/OP AGG	\$ 2,000,000
	OTHER:							\$
	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident)	\$
	ANY AUTO						BODILY INJURY (Per person)	\$
	OWNED AUTOS ONLY SCHEDULED AUTOS						BODILY INJURY (Per accident)	\$
	HIRED AUTOS ONLY NON-OWNED AUTOS ONLY						PROPERTY DAMAGE (Per accident)	\$
								\$
	UMBRELLA LIAB OCCUR						EACH OCCURRENCE	\$
	EXCESS LIAB CLAIMS-MADE						AGGREGATE	\$
	DED RETENTION\$							\$
В	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY						X PER OTH- STATUTE ER	
	ANY PROPRIETOR/PARTNER/EXECUTIVE Y/N	N/A	X	FLA005183-04	4/17/2021	4/17/2022	E.L. EACH ACCIDENT	\$ 1,000,000
	(Mandatory in NH)	IN / A					E.L. DISEASE - EA EMPLOYEE	\$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - POLICY LIMIT	\$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required) RE: Contract F001626

The City of Santa Rosa, their officers, agents, employees and volunteers are named as Additional Insureds in respects to General Liability including Primary Wording & Waiver of Subrogation applies per CG 20 10R 12 11. Workers' Compensation Waiver of Subrogation applies per WC 04 03 06 (Ed. 4-84). All forms attached.

CERTIFICATE HOLDER	CANCELLATION
City of Santa Rosa C/O Samone Chrisman	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
4300 Llano Road Santa Rosa, CA 95407	AUTHORIZED REPRESENTATIVE
	Ol. F
ACORD 25 (2016/02)	© 1000 2015 ACORD CORRORATION All rights recovered

POLICY NUMBER: 60481084 CG 20 10R 12 11

#### THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

## ADDITIONAL INSURED – OWNERS, LESSEES OR CONTRACTORS (WITH LIMITED COMPLETED OPERATIONS COVERAGE)

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART BUSINESSOWNERS COVERAGE FORM

#### **SCHEDULE**

#### NAME OF PERSON OR ORGANIZATION

Any person or organization to whom or to which the named insured is obligated by a virtue of a written contract to provide insurance that is afforded by this policy. Where required by contract, the officers, officials, employees, directors, subsidiaries, partners, successors, parents, divisions, architects, surveyors and engineers are included as additional insureds. All other entities, including but not limited to agents, volunteers, servants, members and partnerships are included as additional insureds, if required by contract, only when acting within the course and scope of their duties controlled and supervised by the primary (first) additional If an Owner Controlled Insurance insured. Program is involved, the coverage applies to offsite operations only. If the purpose of this endorsement is for bid purposes only, then no coverage applies.

#### WHO IS AN INSURED: (Section II)

This section is amended to include as an insured the person or organization within the scope of the qualifying language above, but only to the extent that the person or organization is held liable for your acts or omissions in the course of "your work" for that person or organization by or for you. The "products-completed operations hazard" portion of the policy coverage as respects the additional insured does not apply to any work involving or related to properties intended for residential or habitational occupancy (other than apartments). This clause does not affect the "products-completed operations" coverage provided to the named insured(s).

#### **WAIVER OF SUBROGATION:**

We waive any right of recovery, when required by written contract, that we may have against the person or organization within the scope of the qualifying language above because of payments we make for injury.

#### **LOCATION OF JOB:**

The job location must be within the State of domicile of the named insured, or within any contiguous State thereto.

#### **DESCRIPTION OF WORK:**

The type of work performed must be that as described under classifications in the CGL Coverage Part Declarations.

#### PRIMARY CLAUSE:

When this endorsement applies and when required by written contract, such insurance as is afforded by the general liability policy is primary insurance and other insurance shall be excess and shall not contribute to the insurance afforded by this endorsement.

#### **EXCLUSION**

This insurance provided to the additional insured does not apply to "bodily injury", "property damage" or "personal and advertising injury" arising out of an architect's, engineer's or surveyor's rendering or failure to render any professional services, including:

- The preparing, approving, or failing to prepare or approve, maps, designs, shop drawings, opinions, reports, surveys, field orders, change orders, or drawings and specifications; and
- 2. Supervisory, inspection, architectural or engineering activities.

Endorsement EFFECTIVE DATE: <u>SEE DEC</u>

Endorsement EXPIRATION DATE: SEE DEC

**CG 20 10R 12 11** Page 1 of 1

#### WAIVER OF OUR RIGHT TO RECOVER FROM OTHERS ENDORSEMENT-CALIFORNIA

We have the right to recover our payments from anyone liable for an injury covered by this policy. We will not enforce our right against the person or organization named in the Schedule. (This agreement applies only to the extent that you perform work under a written contract that requires you to obtain this agreement from us.)

You must maintain payroll records accurately segregating the remuneration of your employees while engaged in the work described in the Schedule.

The additional premium for this endorsement shall be 2.5% of the California workers' compensation premium otherwise due on such remuneration.

#### **Schedule**

**Person or Organization**Blanket Waiver of Subrogation

#### **Job Description**

As respects to all CA jobs performed by the named insured during the policy period where by written contract a waiver of subrogation is required prior to the commencement of work.

This endorsement changes the policy to which it is attached and is effective on the date issued unless otherwise stated

(The information below is required only when this endorsement is issued subsequent to preparation of the policy.)

Endorsement Effective 04-17-2021 Insured James Furuli Investment Co, Inc. (a Corp) Policy No. FLA005183-04 Insurance Company Falls Lake Fire & Casualty Company Endorsement No.

Countersigned By

# Third Amendment to General Services Agreement F001626 (v3)

Final Audit Report 2021-09-14

Created: 2021-09-13

By: Jennifer Myles (jmyles@srcity.org)

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