

CONTRACT RENEWAL

City Contract # 2021-90

This Contract Renewal is entered into this 27th day of April, 2022 for purposes of renewing the Contract for Purchase of Services by and between Bird Eye Consortium Corporation d/b/a Foxglove Gardening, an Arizona Corporation (“Contractor”) and the City of Flagstaff, a political subdivision of the state of Arizona (“the City”) dated April 27, 2021 (“the Contract”).

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto state, confirm and agree to the following amendments to sections 1, 2 and 6 of the Contract:

- 1. Scope of Work: Contractor shall provide the services generally described as follows:

Flowers Program: Downtown, Southside, and Fourth Street Gateway

and as more specifically described in the new Scope of Work for the renewal term attached hereto as Exhibit A.

- 2. Compensation: In consideration for the Contractor’s satisfactory performance, City shall pay Contractor an amount not to exceed eighty thousand one hundred and fifty five dollars and zero cents (**\$80,155.00**). Any price adjustments must be approved by mutual written consent of the parties. The City Manager or his/her designee (the Purchasing Director) may approve an adjustment if the annual contract price is less than \$50,000; otherwise City Council approval is required.

- 6. Renewal: This Contract is hereby renewed for a one-year term (April 27, 2022 through April 26, 2023), and may be renewed for up to three (3) additional one (1) year terms by mutual written consent of the parties. The City Manager or his/her designee (the Purchasing Director) shall have authority to approve renewal on behalf of the City.

All other terms and conditions of the Contract shall remain in effect.

CONTRACTOR

Title:_____

CITY OF FLAGSTAFF

Paul Deasy, Mayor

Attest:

City Clerk

Approved as to form:

City Attorney's Office

Attachment: Exhibit A

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