

C21-0374-1

AMENDMENT NO. 1  
THUNDERBIRD CONSERVATION PARK TRAIL IMPROVEMENTS  
(American Conservation Experience , Contract No. C21-0374)

This Amendment No. 1 (“Amendment”) to the Thunderbird Conservation Park Trail Improvements (“Agreement”) is made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, (“Effective Date”), by and between the City of Glendale, an Arizona municipal corporation (“City”) and American Conservation Experience, an Arizona non-profit organization authorized to do business in Arizona (“Contractor”).

RECITALS

- A. City and American Conservation Experience (“Contractor”) previously entered into a Linking Agreement, Contract No. C21-0374, dated May 11, 2021 (“Agreement”); and
- B. The term of this Agreement is from May 11, 2021 to April 26, 2022; and
- C. The City is seeking to expand the scope of services provided under the original agreement; and
- D. The City is increasing the amount of the compensation to be paid under this agreement by \$160,000; and
- E.. City and Contractor wish to modify and amend the Agreement subject to and strictly in accordance with the terms of this Amendment.

AGREEMENT

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.** The term of the Agreement is unchanged and shall expire on April 26, 2022.
- 3. **Scope of Work.** The scope of work is amended to include the enhancement and repair of additional trails throughout the Thunderbird Conservation Park.
- 4. **Compensation.** The total compensation for this agreement for the additional work performed is increased by \$160,000 for a new not to exceed amount of \$330,077.
- 5. **Insurance Certificate.** Current certificate will expire on January 1, 2022 and a new certificate applying to the extended term must be provided prior to this date to Materials Management and the Contract Administrator.

4/29/2021

6. **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 will require any Sub-contractor to be bound to the same requirements as stated within this section. Contractor, and on behalf of any subcontractors, warrants compliance with this section.
7. **No Boycott of Israel.** To the extent A.R.S § 35-393 through § 35-393.03 are applicable, the parties hereby certify that they are not currently engaged in, and agree for the duration of the Agreement to not engage in, a boycott of goods or services from Israel, as that term is defined in A.R.S § 35-393.
8. **Attestation of PCI Compliance.** When applicable, the Contractor will provide the City annually with a Payment Card Industry Data Security Standard (PCI DSS) attestation of compliance certificate signed by an officer of Contractor with oversight responsibility.
9. **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.

[Signatures on the following page.]

CITY OF GLENDALE, an Arizona  
municipal corporation

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Kevin R. Phelps, City Manager

ATTEST:

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Julie K. Bower, City Clerk (SEAL)

APPROVED AS TO FORM:

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Michael D. Bailey, City Attorney

American Conservation Experience,  
an Arizona non-profit organization

DocuSigned by:

*Keenan Ruane*

6/30/2021

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By: Mark Loseth,

Its: National Trails Specialist

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