

**AMENDMENT NO. 1 TO
MAINTENANCE SERVICES AGREEMENT
WITH TSR CONSTRUCTION AND INSPECTIONS**

This Amendment No. 1 to the Maintenance Service Agreement is made and entered into as of June 22, 2026 (“Effective Date”), by and between the City of Upland, a municipal corporation (“City”) and TSR Construction and Inspections, a California corporation (“Consultant”). City and Consultant are sometimes referred to herein individually as a “Party” and collectively as “Parties.”

RECITALS

- A. WHEREAS, the City and the Consultant have entered into an agreement, dated August 12, 2024, for the purpose of providing On-Call Concrete Pavement Repair Services (the “Original Agreement”).
- B. WHEREAS, the Parties now desire to amend the Original Agreement in order to extend the term of the Original Agreement for an additional term of one (1) year, and to revise the compensation schedule to reflect a three percent (3%) increase to the bid item pricing for the continued performance of services in accordance with the compensation provisions of the Original Agreement.

NOW, THEREFORE, in consideration of the above recitals and the mutual covenants, conditions, and promises contained in this Amendment No. 1 and the Original Agreement, the Parties mutually agree as follows:

AGREEMENT

- 1. Incorporation of Recitals. The recitals listed above are true and correct and are hereby incorporated herein by this reference.
- 2. Term. The term of the Original Agreement shall be extended through June 30, 2027, unless earlier terminated.
- 3. Compensation. Exhibit D of the Original Agreement, entitled “Compensation” is hereby deleted in its entirety and replaced with a new Exhibit D, attached hereto and incorporated herein by this reference, which reflects the approved three percent (3%) increase to the pricing schedule effective July 1, 2026
- 4. Full Force. Except as amended by this Amendment No. 1, all provisions of the Original Agreement, including without limitation the indemnity and insurance provisions, shall remain in full force and effect and shall govern the actions of the Parties under this Amendment No. 1.

5. Electronic Transmission. A manually signed copy of this Amendment No. 1 which is transmitted by facsimile, email or other means of electronic transmission shall be deemed to have the same legal effect as delivery of an original executed copy of this Amendment No. 1 for all purposes. This Amendment No. 1 may be signed using an electronic signature.

6. Counterparts. This Amendment No. 1 may be signed in counterparts, each of which shall constitute an original.

[SIGNATURES ON FOLLOWING PAGE]

**SIGNATURE PAGE FOR
AMENDMENT NO. 1 TO THE MAINTENANCE SERVICES AGREEMENT
WITH T.S.R. CONSTRUCTION & INSPECTION, INC.**


IN WITNESS WHEREOF, the Parties hereto have executed this Amendment No. 1 on the Effective Date first herein above written.

CITY OF UPLAND


CONSULTANT

APPROVED BY:

TSR CONSTRUCTION AND INSPECTIONS

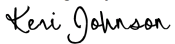
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Michael Blay
City Manager


DocuSigned by:

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Gabriel Zapirtan
President

ATTEST:


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Keri Johnson
City Clerk

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Printed Name : Gabriel Zapirtan
Its: President

APPROVED AS TO FORM:

Signed by:

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Best Best & Krieger LLP
City Attorney

EXHIBIT D
Compensation

Quantity Ranges – Remove and Reconstruct 8” PCC Curb only, Type A-1.

Cost per linear foot for removal and replacement of 8-inch curb only as requested.

Linear Ft. per Work Location	Proposal Unit Price/LF
10-100	\$82.40
101-250	\$72.10
251-500	\$61.80
501-1,000	\$61.80

Quantity Ranges – Remove and Reconstruct 8” Curb with 12” Gutter.

Cost per linear foot for removal and replacement of curb and gutter with a curb face of 8”-10” and a gutter width of 12” as requested.

Linear Ft. per Work Location	Proposal Unit Price/LF
10-100	\$92.70
101-500	\$92.70
501-1,000	\$82.40
1,001-2,500	\$82.40

Quantity Ranges – Remove and Reconstruct 8” Curb with 18” Gutter.

Cost per linear foot for removal and replacement of curb and gutter with a curb face of 8”-10” and a gutter width of 18” as requested.

Linear Ft. per Work Location	Proposal Unit Price/LF
10-100	\$92.70
101-500	\$92.70
501-1,000	\$92.70
1,001-2,500	\$82.40

Quantity Ranges – Remove and Reconstruct 8” Curb with 24” Gutter.

Cost per linear foot for removal and replacement of curb and gutter with a curb face of 8”-10” and a gutter width of 24” as requested.

Linear Ft. per Work Location	Proposal Unit Price/LF
10-100	\$92.70
101-500	\$92.70
501-1,000	\$92.70
1,001-2,500	\$92.70

Quantity Ranges – Remove and Reconstruct existing 8” Rock Curb only.

Cost per linear foot for removal and replacement of 8-inch rock curb only as requested.

Linear Ft. per Work Location	Proposal Unit Price/LF
10-100	\$133.90
101-250	\$133.90
251-500	\$123.60

Quantity Ranges – Remove and Reconstruct existing 8” Rock Curb and Gutter.

Cost per linear foot for removal and replacement of rock curb and gutter with a curb face of 8”-12” and a gutter width of 18” as requested.

Linear Ft. per Work Location	Proposal Unit Price/LF
10-100	\$144.20
101-250	\$144.20
251-500	\$144.20

Quantity Ranges – Remove and Replace 4” Thick Sidewalk.

Cost per square foot for removal and replacement of 4-inch-thick PCC sidewalk as requested.

Square Ft. per Work Location	Proposal Unit Price/S.F.
10-100	\$17.51
101-500	\$16.48
501-1,000	\$15.45
1,001-2,500	\$15.45

Quantity Ranges – Remove and Replace 6” Thick PCC Sidewalk.

Cost per square foot for removal and replacement of 6-inch-thick PCC sidewalk as requested.

Square Ft. per Work Location	Proposal Unit Price/S.F.
10-100	\$22.66
101-500	\$20.60
501-1,000	\$18.54
1,001-2,500	\$18.54

Quantity Ranges – Remove and Replace existing 6” Thick PCC Residential Driveway Approach.

Cost per square foot for removal and replacement of 6-inch-thick PCC residential driveway approach as requested.

Square Ft. per Work Location	Proposal Unit Price/SF
25-100	\$25.75
101-500	\$25.75
501-1,000	\$20.60

Quantity Ranges – Remove and Replace existing 8” Thick PCC Spandrel / Cross Gutter.

Cost per sq. ft. for removal and replacement of 8-inch-thick PCC Spandrel / Cross Gutter.

Square Ft. per Work Location	Proposal Unit Price/SF
25-100	\$82.40
101-500	\$77.25
501-1,000	\$72.10

Quantity Ranges – Remove and Replace existing Handicap Access Ramp.

Cost per square foot for removal and replacement of a 4-inch-thick handicap access ramp including truncated domes and curb replacement as requested.

Square Ft. per Work Location	Proposal Unit Price/SF
50-250	\$51.50
251-750	\$46.35
751-1,500	\$41.20

Quantity Ranges – Remove and Replace existing 4-inch Thick AC Pavement.

Cost per square foot for saw-cut, removal, and replacement of 4-inch-thick AC Pavement.

Square Ft. per Work Location	Proposal Unit Price/SF
10-100	\$15.45
101- 500	\$13.39
501-2,000	\$10.30

Quantity Ranges – Remove and Replace existing 6-inch Thick AC Pavement.

Cost per square foot for saw-cut, removal, and replacement of 4-inch-thick AC Pavement.

Square Ft. per Work Location	Proposal Unit Price/SF
10 - 100	\$17.51
101 - 500	\$15.45
501 – 1,000	\$13.39

Quantity Ranges – Parkway Restoration

Cost per sq. ft. for parkway clearing, grading, installation of topsoil and restoration of irrigation.

Square Ft. per Work Location	Proposal Unit Price/SF
25 - 250	\$30.90
251 - 700	\$25.75