



**ANNUAL CONTRACT FOR CUSTODIAL SERVICES FOR LA VILLITA, MARKET SQUARE, CENTRO DE ARTES BUILDING, CENTRO INFORMATION CENTER, DOWNTOWN LAVATORY, SAN ANTONIO GARDEN CENTER AND BRUSH RECYCLING CENTERS**

**REQUEST FOR COMPETITIVE SEALED PROPOSAL ("RFCSP")  
NO.: 6100009414, RFCSP 17-116**

This Agreement is entered into by and between the City of San Antonio, Texas, a home-rule municipal corporation (City), by and through its Director of Finance or said Director's designee, and 3<sup>RD</sup> Generation Services, LLC. (Contractor), both of which may be referred to herein collectively as the "Parties".

The Parties hereto severally and collectively agree, and by the execution hereof are bound, to the mutual obligations herein contained and to the performance and accomplishment of the tasks hereinafter described.

**1.0 CONTRACT DOCUMENTS**

The terms and conditions for performance and payment of compensation for this Agreement are set forth in the following contract documents, true and correct copies of which are attached hereto and fully incorporated herein for all purposes, and shall be interpreted in the order of priority as appears below:

- 1.1 This Integration Agreement;
- 1.2 City's RFCSP No.: 6100009414, RFCSP 17-116, including all attachments and addenda thereto;
- 1.3 Contractor's proposal in response to City's RFCSP No.: 6100009414, RFCSP 17-116, including Contractor's BAFO responses.

**2.0 LA VILLITA MINIMUM PERSONNEL REQUIREMENTS**

The City requested a Best and Final Offer (BAFO No. 1) for Item 1A, for La Villita based on revised 4.3.1 La Villita Minimum Personnel Requirements for the 2nd Shift, with the option to award based on the requirements in the BAFO or in the original RFCSP. City has elected to award based on the requirements contained in BAFO No. 1 and Respondent's response to BAFO No. 1. As such, Section 4.3.1 shall read as follows:

**4.3.1 LA VILLITA MINIMUM PERSONNEL REQUIREMENTS:**

Custodial services shall be performed in 2 shifts, between the hours of 6:30 a.m. and 8:00 p.m., Monday through Sunday, including holidays (Except: New Years Day, Easter Sunday, Thanksgiving Day and Christmas Day).

1st Shift: Monday – Wednesday: one custodian from 6:30 a.m. to 3:30 p.m.; one custodian from 11:00 a.m. to 8:00 p.m.; and one custodian (MONDAY ONLY) from 8:00 a.m. to 5:00 p.m. [A total of 3 custodians are required to meet the minimum personnel requirements during this 1st shift on Mondays. On Tuesdays and Wednesdays, 2 custodians are required.]

2nd Shift: Thursday – Sunday: one custodian from 6:30 a.m. to 3:30 p.m.; one custodian from 8:00 a.m. to 5:00 p.m.; and one custodian from 11:00 a.m. to 8:00 p.m. [A total of 3 custodians are required to meet the minimum personnel requirements during this 2nd shift.]

At least 1 custodian assigned to each shift must have supervisory capacity.

Various events are held at La Villita throughout the year. Due to the volume of people who attend such events, City may require the services of additional custodians to perform custodial services in anticipation of, during, and/or after an event. The Facilities Coordinator for La Villita will coordinate with Contractor when additional custodians are required, and Contractor shall provide the additional staff. City shall pay Contractor for the additional staff requested on an as needed basis by La Villita's Facilities Coordinator in accordance with Item II on the Price Schedule.

### **3.0 BAFO No. 1 PRICE FOR ITEM 1A: LA VILLITA**

The parties hereby agree that the price per month for Item 1A: La Villita is \$12,158.52.

### **4.0 CENTRO DE ARTES BUILDING**

The personnel requirements stated in RFCSP 4.3.3 for the Centro De Artes Building are modified as follows pursuant to BAFO No. 2:

#### **4.3.3 CENTRO DE ARTES BUILDING PERSONNEL REQUIREMENTS:**

Custodial services shall be performed on Monday, Tuesday, Wednesday, Thursday and Friday, including holidays- (Except: New Years Day, Easter Sunday, Thanksgiving Day and Christmas Day). A minimum of one custodian is required for Monday, Tuesday, Wednesday, Thursday and Friday - from 12 noon – 4 p.m. in order to service the offices and restroom facilities in the building. The museum floors must be mopped on each day of service.

#### **Provisions Applicable to Both Market Square and Centro de Artes Building:**

At least 1 custodian assigned to each shift must have supervisory capacity.

a. Various events are held at Market Square and Centro de Artes throughout the year. Due to the volume of people who attend such events, City may require the services of additional custodians to perform custodial services in anticipation of, during, and/or after an event. The Facilities Coordinator for Market Square will coordinate with Contractor when additional custodians are required for both Market Square and the Centro De Artes Building, and Contractor shall provide the additional staff. City shall pay Contractor for the additional staff requested on an as needed basis by Market Square's Facilities Coordinator in accordance with Item II on the Price Schedule.

### **5.0 BAFO NO. 2 PRICE FOR ITEM 1C: CENTRO DE ARTES**

The parties hereby agree that the price per month for Item 1C: Centro de Artes is \$2,261.13.

The parties further acknowledge and agree that the change in requirements stated in 4.3.3 above is anticipated to be temporary, and that the City may revert back to the original requirements that were stated in the RFCSP prior to BAFO No. 2. At such time, City shall issue a change order and the price for Item 1C shall revert back to Contractor's original price of \$1,356.72 per month.

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## 6.0 ENTIRE AGREEMENT

This Agreement, together with its attachments and exhibits, if any, constitutes the final and entire agreement between the parties hereto and contains all of the terms and conditions agreed upon. No other agreements, oral or otherwise, regarding the subject matter of this Agreement shall be deemed to exist or to bind the parties hereto, unless the same are in writing, dated subsequent to the date hereto, and duly executed by the parties.

**EXECUTED** and **AGREED** to as of the dates indicated below. This Agreement may be executed in multiple copies, each of which shall constitute an original.

**CITY OF SAN ANTONIO**

**3RD GENERATION SERVICES, LLC.**

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Norbert Dziuk  
Procurement Operations Lead  
Date: \_\_\_\_\_

\_\_\_\_\_  
Print Name: Mike Delgado Sr.  
Title: Director of Sales & Co-Marketing  
Date: 8/14/18

Approved as to Form:

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Assistant City Attorney