



CITY OF DELRAY BEACH
100 NW 1st AVENUE, DELRAY BEACH, FL 33444

AGREEMENT FOR
SOLICITATION NO. 2019-003
JANITORIAL SERVICES CITYWIDE

SUNSHINE CLEANING SYSTEMS, INC.

THIS AGREEMENT is made and entered into by and between the City of Delray Beach, a Florida municipal corporation ("City"), whose address is 100 NW 1st Avenue, Delray Beach, Florida 33444, and - Sunshine Cleaning Systems, Inc., a corporation (hereafter referred to as "Contractor"), whose address is 3445 NE 12th Terrace, Fort Lauderdale Florida 33334

WHEREAS, the City desires to retain the services of the Contractor to provide janitorial services in accordance with the City's Request for Proposals No. 2019-003, and the Contractor's response thereto, all of which are incorporated herein by reference.

NOW, THEREFORE, in consideration of the mutual covenants and promises hereafter set forth, the Contractor and the City agree as follows:

ARTICLE 1. INCORPORATION OF REQUEST FOR PROPOSALS

The terms and conditions of this Agreement shall include and incorporate the terms, conditions, and specifications set forth in the City's Request for Proposals No. 2019-003, and the Contractor's response thereto, including all documentation required thereunder.

ARTICLE 2. DESCRIPTION OF GOODS OR SCOPE OF SERVICES

The Contractor shall provide the janitorial services identified in the specifications accompanying the City's Request for Proposals, which are incorporated herein by reference.

ARTICLE 3. COMPENSATION

The City shall pay to the Contractor, in compliance with the Pricing Schedule attached hereto and incorporated herein, according to the terms and specifications of the referenced Request for Proposal.

ARTICLE 4. MISCELLANEOUS PROVISIONS

a. Notice Format. All notices or other written communications required, contemplated, or permitted under this Agreement shall be in writing and shall be hand delivered, telecommunicated, or mailed by registered or certified mail (postage prepaid), return receipt requested, to the following addresses:

- i. As to the City: City of Delray Beach
100 NW 1st Street
Delray Beach, Florida 33444
Attn: City Manager

- ii. with a copy to: City of Delray Beach
200 NW 1st Street
Delray Beach, Florida 33444
Attn: City Attorney

iii. As to the Contractor: Sunshine Cleaning Systems, Inc.
3445 NE 12th Terrace
Fort Lauderdale, Florida 33334
Attn.: Randy Kierce, Vice President
Email: randy@sunclean.com

b. Headings. The headings contained in this Agreement are for convenience of reference only, and shall not limit or otherwise affect in any way the meaning or interpretation of this Agreement.

c. Effective Date. The effective date of this Agreement shall be as of the date it has been executed by both the parties hereto.

ARTICLE 5. CONTRACT TERM

The Contract and Agreement shall be effective for three (3) years with two (2) one-year renewal options.

(The remainder of this page is intentionally left blank)

IN WITNESS WHEREOF, the parties have executed this Agreement on the dates hereinafter written.

[SEAL]

CITY OF DELRAY BEACH, FLORIDA

By: [Signature]
Shelly Petrolia, City Mayor

ATTEST:

By: [Signature]
FOR Katerri Johnson, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: [Signature]
Lynn Gelin, City Attorney

[SEAL]

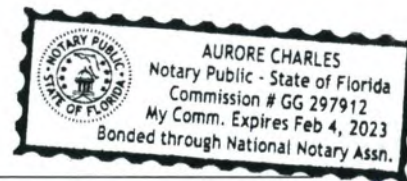
CONTRACTOR

By: [Signature]
Randy Kierce
Printed Name
Vice President, COO
Title

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this 13 day of MARCH, 2020 by _____ (name of person), as _____ (type of authority) for _____ (name of party on behalf of whom instrument was executed).


Personally known OR Produced Identification
Type of Identification Produced _____



Notary Public – State of Florida

[Signature]

Pricing Schedule

		Bid #2019-003 Janitorial Services Citywide			
		Sunshine Cleaning Systems Inc.			
Item #	Item	Qty	Unit	Price	Total
2019-003--01-01	City Hall	5	week	\$ 204.34	\$ 1,021.70
2019-003--01-02	IT Building	5	week	\$ 20.43	\$ 102.15
2019-003--01-03	City Attorney	5	week	\$ 20.43	\$ 102.15
2019-003--01-04	Economic Development	5	week	\$ 20.43	\$ 102.15
2019-003--01-05	Records Storage	5	week	\$ 20.43	\$ 102.15
2019-003--01-06	NRC	5	week	\$ 20.43	\$ 102.15
2019-003--01-07	CLT	5	week	\$ 20.43	\$ 102.15
2019-003--01-08	Police Department and Includes Gym	7	week	\$ 206.10	\$ 1,442.70
2019-003--01-09	Fire Station #1	5	week	\$ 109.70	\$ 548.50
2019-003--01-10	ESD/SOC Admin	5	week	\$ 49.00	\$ 245.00
2019-003--01-11	Building A ESD/SOC	5	week	\$ 27.59	\$ 137.95
2019-003--01-12	Building B ESD/SOC	5	week	\$ 20.43	\$ 102.15
2019-003--01-13	Building C ESD/SOC	5	week	\$ 20.43	\$ 102.15
2019-003--01-14	Water Treatment Plant	5	week	\$ 20.43	\$ 102.15
2019-003--01-15	Water Treatment Lab	5	week	\$ 20.43	\$ 102.15
2019-003--01-16	Ocean Rescue Anchor Park	5	week	\$ 20.43	\$ 102.15
2019-003--01-17	OSS Public Restrooms (Day Porter)	7	week	\$ 163.11	\$ 1,141.77
2019-003--01-18	Sarah Gleason Bath House (Day Porter)	7	week	\$ 163.11	\$ 1,141.77
2019-003--01-19	Marina	7	week	\$ 20.17	\$ 141.19
2019-003--01-20	Medical Center	7	week	\$ 20.17	\$ 141.19
	Police Department (Day Porter)	5	week	\$ 163.11	\$ 815.55
					\$ 7,900.97
					52 \$ 410,850.44
Additional Work					
2019-003--01-21	Hot water Extraction Carpet Cleaning	1	square foot	\$ 0.13	\$ 0.13
2019-003--01-22	Grout Cleaning Title Floor	1	square foot	\$ 0.28	\$ 0.28
2019-003--01-23	Machine Scrubbing Hard Floor	1	square foot	\$ 0.25	\$ 0.25
2019-003--01-24	Stripping Sealing/Refinishing Hard Floor	1	square foot	\$ 0.35	\$ 0.35
2019-003--01-25	Porter Services (Per Porter) (Special Events)	1	hour	\$ 17.35	\$ 17.35

CITY ATTORNEY OFFICE - LEGAL REVIEW CHECKLIST

Name of Agreement: Agreement for Solicitation No. 2019-003 for Janitorial Services with Sunshine Cleaning Systems, Inc.

Department: Public Works

Contact person: Ja'Anal McAden

City Manager approval

City Commission approval

Agenda item #:

Agenda meeting date:

Resolution #: 6620

Agreement Action:

New <input checked="" type="radio"/>	Renewal* <input type="radio"/>	Amendment* <input type="radio"/>	*Renewal: Only change is the agreement term *Amendment: For changes other than/in addition to term
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Does the Contractor require the City to sign first?: No

For City Attorney Use only:

Agreement Terms:	Comments/Specific Provision in Agreement
Term (Duration of Agreement)	Art. 5 of Agreement, 3 years with option for 2 one year renewals
Termination Clause	RFP: 11.28- for convenience, 11.29- for default, 11.30- for fraud or misrepresentation
Renewal Clause	Art. 5- 2 one year renewals
Insurance	City standard
Indemnification	City standard
Assignment	11.22 RFP- shall not assign without prior consent of city
Fiscal Funding Requirement	11.66 RFP
FL. Public Records Provision (2016)	11.50 RFP
Inspector General Provision	11.32 RFP
Governing Law	Florida
Venue	Palm Beach County
Attorney's fees	11.42 RFP

Business Principles:	Comments
Fees: Total Value	\$2,304,255
Fees: Per Fiscal Year	\$460,850.33- for first three years, \$460,852- for last two years

Other Issues:	Comments								
Non-Negotiable Issues/ Miscellaneous Issues/ Special Considerations	<p>\$410,850.44 is the yearly value, however the department requested contingency funding for additional cleaning services.</p> <p>Estimated Contract Value</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 60%;">Initial Term (three-years)</td> <td style="width: 40%;">April 7th, 2020 – April 6th, 2023</td> </tr> <tr> <td style="text-align: right;">\$1,382,551</td> <td></td> </tr> <tr> <td>Renewal Term 1 (one-year)</td> <td>April 7th, 2023 – April 6th, 2024</td> </tr> <tr> <td style="text-align: right;">\$460,852</td> <td></td> </tr> </table>	Initial Term (three-years)	April 7th, 2020 – April 6th, 2023	\$1,382,551		Renewal Term 1 (one-year)	April 7th, 2023 – April 6th, 2024	\$460,852	
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\$1,382,551									
Renewal Term 1 (one-year)	April 7th, 2023 – April 6th, 2024								
\$460,852									

Consistent with applicable policies including, but not limited to, Procurement policies. Yes

Attorney: Kelly Brandon, Esq.

Reviewed and approved as to form and legal sufficiency only