

Date July 18, 2022.....

**APPROVAL OF FIRST AMENDMENT TO CONTRACT NO. N20-214
WITH FBG SERVICE CORPORATION FOR PROFESSIONAL CUSTODIAL SERVICES
AT MUNICIPAL, FLEET SERVICES, PUBLIC WORKS, POLICE, AND PARKS BUILDINGS**

WHEREAS, the Facilities Division of the City Manager’s Office previously requested the Finance Department – Procurement Division to solicit proposals for procurement of professional custodial services for Municipal, Fleet Service, Public Works, Police, and Parks buildings, resulting in Request for Proposal N20-214; and

WHEREAS, on September 14, 2020, by Roll Call No. 20-1464, the City Council accepted the proposal of FBG Service Corporation, a State of Nebraska corporation having offices at 1615 NE 58th Ave., Des Moines, Iowa, 50313 (“Contractor”), for procurement of professional custodial services at said City buildings, and authorized the City Manager to execute an agreement with the Contractor for an initial 3-year term with one optional 3-year renewal period at an annual estimated amount of \$438,216; and

WHEREAS, in accordance with said Council direction, the City Manager and Contractor negotiated and executed an Agreement (Contract No. N20-214)(“Contract”) setting forth the terms of procurement of custodial services in accordance with the specifications, terms and conditions of Request for Proposal N20-214 and Contractor’s response thereto; and

WHEREAS, the City Manager’s Office has determined that it is necessary and cost-effective to amend said Contract to add procurement of custodial services for the City’s new facility, Municipal Service Center 2, 1700 Maury Street, to be provided by the Contractor, and to remove from the contract various City facilities which are to be vacated the first weeks of August 2022, and to adjust pricing to be paid under the Contract to account for the addition and deletion of said services; and

WHEREAS, the Facilities Division and Finance Department have negotiated a First Amendment to the Contract, in substantially the form on file in the office of the City Clerk, with the Contractor for the transition of custodial services from various City facilities to the Municipal Service Center 2 by the Contractor in accordance with the specifications, terms and conditions of Request for Proposal N20-214 and Contractor’s response dated July 21, 2020, as amended by said First Amendment and all on file in the Finance Department, Procurement Division; and

WHEREAS, said First Amendment provides that in exchange for the change in services procured, the City will compensate the Contractor an estimated annual not-to-exceed amount of \$530,000.00, to include scheduled monthly services and contingency for “as needed” custodial services identified in the specifications and pricing of the Contract, during the remainder of the 3-year term of said Contract.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that:

1. The above-described First Amendment to Contract No. N20-214 by and between the City and FBG Service Corporation, which Amendment will transition custodial services from various City facilities to the City’s Municipal Service Center 2 to be performed by the Contractor, is hereby approved in the estimated annual not-to-exceed contract amount of \$530,000.00.
2. The City Manager is authorized and directed to execute the First Amendment for and on behalf of the City.
3. The Facilities Division and Procurement Administrator are directed to administer, monitor and make payment under said Contract, as amended, in accordance with its terms.
4. The City Manager is hereby authorized to execute a renewal of said Contract for one additional three-year term if the estimated not-to-exceed annual contract amount remains at \$530,000.00, and/or increases by no more than \$53,000.00 annually for a total of \$583,000.00 annually, during said renewal term.
5. The payment for additional custodial services related to COVID-19 in an amount of up to \$100,000 annually and payment for up to \$20,000 annually for additional custodial services that are not related to COVID-19 are

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authorized, if approved as necessary by the City Manager for the remaining term and any subsequent renewal term(s) of the contract.

(Council Comm. No. 22- 331)

Moved by _____ to adopt

Second by _____.

APPROVED AS TO FORM:

/s/ Glenna K. Frank
 Glenna K. Frank
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
SHEUMAKER				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	

CERTIFICATE

I, LAURA BAUMGARTNER, Acting City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

_____ Mayor

_____ Acting City Clerk