

**AMENDMENT NO. 9 TO AGREEMENT BETWEEN
SAN DIEGO UNIFIED PORT DISTRICT
and
NMS MANAGEMENT INC.
for
JANITORIAL SERVICES
AGREEMENT NO. 62-2016RH**

The parties to this Amendment No. 9 to Agreement are the SAN DIEGO UNIFIED PORT DISTRICT, a public corporation (District) and NMS MANAGEMENT, INC., a California Corporation (Service Provider).

Recitals:

District and Service Provider are parties to an Agreement for Janitorial Services. The agreement is on file in the Office of the District Clerk as Document No. 63943 dated April 27, 2016, as amended by Amendment No. 1, Document No. 65234 dated July 6, 2016, as amended by Amendment No. 2, Document No. 65827 dated November 29, 2016, as amended by Amendment No. 3, Document No. 66705 dated May 22, 2017, as amended by Amendment No. 4, Document No. 67417 dated October 23, 2017, as amended by Amendment No. 5, Document No. 68592 dated June 26, 2018, as amended by Amendment No. 6, Document No. 70058 dated June 19, 2019, as amended by Amendment No. 7, Document No. 70608 dated November 7, 2019, as amended by Amendment No. 8, Document No. 71886 dated October 12, 2020 (Amendment No. 8) (collectively, the "Agreement"). It is now proposed to reinstate agreement services to full levels, extend the agreement from July 1, 2021 to November 30, 2021 (Term 6) increase the agreement amount by \$290,000.00 and add Term 6 Table to Attachment B – Compensation & Invoicing.

The Parties Agree:

1. The parties acknowledge and agree that janitorial service levels that were previously temporarily suspended in accordance with the letter agreement dated March 27, 2020, the "COVID-19 Letter Agreement", are hereby reinstated to full levels. In connection therewith, the Agreement is also modified in the following ways:

- a. the amendment to Attachment A, Scope of Services, Section E.4 (Administration Building and Annex Facility), as provided in Section 3.a of Amendment No. 8, is hereby of no further force and effect, so that the references to cleaning on the 7th Floor and accompanying areas in ATTACHMENT A, SCOPE OF SERVICES, Section E.4 (Administration Building and Annex Facility) are applicable;
 - b. the amendment to Exhibit D, Area Description & Estimated Measurements, as provided in Section 6.a of Amendment No. 8, is hereby of no further force and effect, so that the references to ADMINISTRATION FACILITY – Seventh Floor Plan in EXHIBIT D, AREA DESCRIPTION & ESTIMATED MEASUREMENTS, are applicable; and
 - c. the amendment to Exhibit E, Cleaning Frequencies & Time Schedule, as provided in Section 7.a. of the Amendment No. 8, is hereby of no further force and effect, so that the references in EXHIBIT E, CLEANING FREQUENCIES & TIME SCHEDULE to the 7th Floor in Table 8 – ADMINISTRATION AND ANNEX FACILITY are applicable.
2. Section 2. The Term of Agreement is hereby extended and shall terminate on November 30, 2021.
3. Section 3.a. Maximum Expenditure, is hereby amended to increase the agreement by \$290,000.00 from a total of \$3,360,988.93 to a new, not to exceed, total amount of \$3,650,988.93.
4. ATTACHMENT B, COMPENSATION & INVOICING, Term 6 Table shall be added as follows:

TERM 6 (7/1/21 – 11/30/21)

1.	GENERAL SERVICES & PROCUREMENT (GS&P) July 1, 2021-November 30, 2021			
	DESCRIPTION OF SERVICES	UNIT PRICE	FREQUENCY	TOTAL
A	DAILY CLEANING/MONTHLY RATE	\$2,273.28	X 5	\$11,366.40
B	WEEKLY CLEANING/MONTHLY RATE	\$454.65	X 5	\$2,273.25
C	PERIODIC CLEANING MONTHLY RATE	\$224.72	X 5	\$1,123.60
D	PERIODIC CLEANING QUARTERLY RATE	\$112.35	X 2	\$224.70
E	PERIODIC CLEANING SEMI-ANNUAL RATE	\$224.72	X 1	\$224.72

2.	HARBOR POLICE HEADQUARTERS (HPHQ) July 1, 2021- November 30, 2021			
	DESCRIPTION OF SERVICES	UNIT PRICE	FREQUENCY	TOTAL
A	DAILY CLEANING/MONTHLY RATE	\$3,426.05	X 5	\$17,130.25
B	WEEKLY CLEANING/MONTHLY RATE	\$489.82	X 5	\$2,449.10
C	PERIODIC CLEANING MONTHLY RATE	\$151.27	X 5	\$756.35
D	PERIODIC CLEANING QUARTERLY RATE	\$91.04	X 2	\$182.08
E	PERIODIC CLEANING SEMI-ANNUAL RATE	\$151.27	X 1	\$151.27

3.	HARBOR POLICE SHELTER ISLAND (HPSI) July 1, 2021- November 30, 2021			
	DESCRIPTION OF SERVICES	UNIT PRICE	FREQUENCY	TOTAL
A	DAILY CLEANING/MONTHLY RATE	\$795.65	X 5	\$3,978.25
B	WEEKLY CLEANING/MONTHLY RATE	\$113.67	X 5	\$568.35
C	PERIODIC CLEANING MONTHLY RATE	\$42.14	X 5	\$210.70
D	PERIODIC CLEANING QUARTERLY RATE	\$56.18	X 2	\$112.36
E	PERIODIC CLEANING SEMI-ANNUAL RATE	\$112.35	X 1	\$112.35

4.	HARBOR POLICE SOUTH BAY STATION (HPSB) July 1, 2021- November 30, 2021			
	DESCRIPTION OF SERVICES	UNIT PRICE	FREQUENCY	TOTAL
A	DAILY CLEANING/MONTHLY RATE	\$190.95	X 5	\$954.75
B	WEEKLY CLEANING/MONTHLY RATE	\$27.27	X 5	\$136.35
C	PERIODIC CLEANING MONTHLY RATE	\$14.05	X 5	\$70.25
D	PERIODIC CLEANING QUARTERLY RATE	\$14.05	X 2	\$28.10
E	PERIODIC CLEANING SEMI-ANNUAL RATE	\$28.09	X 1	\$28.09

5.	TENTH AVENUE MARINE TERMINAL (TAMT) July 1, 2021- November 30, 2021			
	DESCRIPTION OF SERVICES	UNIT PRICE	FREQUENCY	TOTAL
A	DAILY CLEANING/MONTHLY RATE	\$1,529.58	X 5	\$7,647.90
B	WEEKLY CLEANING/MONTHLY RATE	\$377.80	x 5	\$1,889.00
C	PERIODIC CLEANING MONTHLY RATE	\$171.16	X 5	\$855.80
D	PERIODIC CLEANING QUARTERLY RATE	\$92.48	X 2	\$184.96
E	PERIODIC CLEANING SEMI-ANNUAL RATE	\$171.26	X 1	\$171.26
F	TWICE DAILY RESTROOM/MONTHLY RATE	\$194.78	X 5	\$973.90
G	TRI WEEKLY RESTROOM/MONTHLY RATE	\$146.08	X 5	\$730.40
H	ADDITIONAL TAMT GUARD TRAILER/MONTHLY RATE	\$461.22	X 5	\$2,306.10
I	DAILY CLEANING/MONTHLY RATE ILWU RESTROOMS/MONTHLY RATE	\$969.04	X 5	\$4,845.20

6.	NATIONAL CITY MARINE TERMINAL (NCMT) July 1, 2021- November 30, 2021			
	DESCRIPTION OF SERVICES	UNIT PRICE	FREQUENCY	TOTAL
A	DAILY CLEANING/MONTHLY RATE	\$274.33	X 5	\$1,371.65

B	WEEKLY CLEANING/MONTHLY RATE	\$56.83	X 5	\$284.15
C	PERIODIC CLEANING MONTHLY RATE	\$28.09	X 5	\$140.45
D	PERIODIC CLEANING QUARTERLY RATE	\$28.09	X 2	\$56.18
E	PERIODIC CLEANING SEMI-ANNUAL RATE	\$28.09	X 1	\$28.09
F	TWICE DAILY RESTROOM/MONTHLY RATE	\$381.91	X 5	\$1,909.55
G	TRI WEEKLY RESTROOM/MONTHLY RATE	\$81.83	X 5	\$409.15

7.	JOINT HARBOR OPERATIONS CENTER (JHOC) July 1, 2021- November 30, 2021			
	DESCRIPTION OF SERVICES	UNIT PRICE	FREQUENCY	TOTAL
A	DAILY CLEANING/MONTHLY RATE	\$190.95	X 5	\$954.75
B	WEEKLY CLEANING/MONTHLY RATE	\$27.27	X 5	\$136.35
C	PERIODIC CLEANING MONTHLY RATE	\$11.24	X 5	\$56.20
D	PERIODIC CLEANING SEMI-ANNUAL RATE	\$11.24	X 1	\$11.24
E	TWICE DAILY RESTROOM/MONTHLY RATE	\$381.91	X 5	\$1,909.55

8.	PUBLIC RESTROOM FACILITIES & DRINKING FOUNTAINS (PRF) July 1, 2021- September 30, 2021			
	DESCRIPTION OF SERVICES	UNIT PRICE	FREQUENCY	TOTAL
A	TWICE DAILY RESTROOM/MONTHLY RATE	\$9,547.81	X 3	\$28,643.43
B	TRI WEEKLY RESTROOMS/MONTHLY RATE	\$681.98	X 3	\$2,045.94
C	WEEKLY RESTROOMS/MONTHLY RATE	\$113.67	X 3	\$341.01
D	SEASONAL EXTRA RUN/MONTHLY	\$22,033.36	AS NEEDED	
E	2X DAILY SOAP REFILL/MONTHLY RATE	\$3,055.14	X 3	\$9,165.43

9.	ADMINISTRATION & ANNEX FACILITY (ADMIN & ANX) July 1, 2021- November 30, 2021			
	DESCRIPTION OF SERVICES	UNIT PRICE	FREQUENCY	TOTAL
A	DAILY CLEANING/MONTHLY RATE	\$10,229.77	X 5	\$51,148.85
B	WEEKLY CLEANING/MONTHLY RATE	\$1,818.63	X 5	\$9,093.15
C	PERIODIC CLEANING MONTHLY RATE	\$1,123.56	X 5	\$5,617.80
D	PERIODIC CLEANING QUARTERLY RATE	\$561.79	X 2	\$1,123.58
E	PERIODIC CLEANING SEMI ANNUAL RATE	\$10,303.56	X 1	\$10,303.56

10.	HISTORIC RAILCAR PLAZA (RAIL) July 1, 2021- November 30, 2021			
	DESCRIPTION OF SERVICES	UNIT PRICE	FREQUENCY	TOTAL
A	QUARTERLY CLEANING	\$451.01	X 2	\$902.02

11.	NATIONAL CITY AQUATIC CENTER July 1, 2021- November 30, 2021			
	DESCRIPTION OF SERVICES	UNIT PRICE	FREQUENCY	TOTAL
A	DAILY CLEANING (MON, WED, FRI)/MONTHLY RATE	\$807.69	X 5	\$4,038.45
B	WEEKLY CLEANING/MONTHLY RATE	\$323.05	X 5	\$1,615.25
C	PERIODIC CLEANING MONTHLY RATE	\$74.55	X 5	\$372.75
D	PERIODIC CLEANING QUARTERLY RATE	\$298.20	X 2	\$596.40
E	PERIODIC CLEANING SEMI ANNUAL RATE	\$298.20	X 1	\$298.20

12.	ADDITIONAL SERVICES July 1, 2021- November 30, 2021			
	DESCRIPTION OF SERVICES	UNIT PRICE	FREQUENCY	TOTAL
A	Additional Services	\$24.85	HR	\$4,751.33
B	COVID Disinfecting (GS,ADM, ANX, TAMT, HPHQ)	\$18,197.91	x 5	\$90,989.55

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5. All other Agreement terms, covenants, and conditions shall remain in full force and effect and shall be applicable to this Amendment.

SAN DIEGO UNIFIED PORT DISTRICT

NMS MANAGEMENT, INC.

Cid Tesoro
Assistant Vice President, Infrastructure

David Guaderrama

David S. Guaderrama
President

Approved as to form and legality:
GENERAL COUNSEL

By: Assistant/Deputy

A manually signed copy of this Amendment transmitted by email or any other means of electronic transmission shall be deemed to have the same legal effect as delivery of an original signed copy of this Amendment.