

## AMENDMENT TO AGREEMENT

### PREAMBLE

This First Amendment to Agreement for Services is dated for identification on this 19th day of August 2025, and amends that certain Agreement for Services dated October 1, 2024, made by and between the Town of Los Gatos, ("Town,") and the Frank and Grossman Landscape Contractors Inc. ("Service Provider") identified as an S Corporation and whose address is 3248 Arden Road Hayward, CA 94545.

### RECITALS

- A. Town and Consultant entered into an Agreement for Services on October 1, 2024 ("Agreement"), incorporated by reference.
- B. Town desires to amend the Agreement to reduce the compensation of the agreement by decreasing the service schedule and materials used for the contract.

### AMENDMENT

- A. Exhibit A, Scope of Services, is replaced with Exhibit A to this Amendment.
- B. Section 2.6 Compensation is amended to read as follows::

Year 1 = 10/1/24 – 6/30/25 = \$192,690 + \$10,000 unforeseen = \$202,690

Year 2 = 7/1/25 – 6/30/26 = \$195,345 + \$10,191 unforeseen = \$205,536

Year 3 = 7/1/26 – 6/30/27 = \$195,345 + \$10,191 unforeseen = \$205,536

Year 4 = 7/1/27 – 6/30/28 = \$195,345 + \$10,191 unforeseen = \$205,536

Year 5 = 7/1/28 – 6/30/29 = \$195,345 + \$10,191 unforeseen = \$205,536

Compensation for services in the amount not to exceed \$1,024,834, inclusive of all costs.

Compensation for Years 2 through 5 will be the base cost of \$195,345 and shall be adjusted upward annually for the remaining term of this agreement by the change, if any, in the San Francisco-Oakland-San Jose Metropolitan Area Consumer Price Index for All Urban Consumers, all items (CPI). The adjustment shall be based upon the CPI published on December 31 of the preceding year. If the CPI indicates a downward adjustment, compensation would remain at the base amount. Payment shall be based upon Town approval of each task.

- C. All other terms and conditions of the Agreement remain in full force and effect.

IN WITNESS WHEREOF, the Town and Service Provider have executed this Amendment.

Town of Los Gatos by:

Frank and Grossman Landscape Contractors Inc. by:

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Chris Constantin, Town Manager

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Rick Oropeza, Vice President of Commercial  
Operations

Recommended by:

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Nicolle Burnham,  
Director of Parks and Public Works

Approved as to Form:

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Gabrielle Whelan, Town Attorney

Attest:

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Wendy Wood, CMC, Town Clerk

REVISED 7/1/2025 - PER ATTACHED SCHEDULE FOR JULY 1, 2025  
THROUGH JUNE 30, 2029

**COST PROPOSAL FORMAT**

For all services described below, unless excluded by the Town in description of services, the Town shall consider unit prices to include all labor, equipment, fees of any kind, overhead, insurance, fuel, materials, surcharges, disposal fees, and any other costs associated with and necessary for the Bidder to perform such service. No qualifications, exemptions, or alterations of services described below will be allowed. Failure to comply will result in disqualification of bid.

**A. BASIC SERVICES**

BID ITEM	LOCATION	DESCRIPTION	UNIT PRICE	TIMES PER YEAR	ANNUAL COST
1	Civic Center	Janitorial (except windows)	\$2,500	12	\$30,000
2	Parks & Public Works (PPW) Service Center	Janitorial (except windows)	\$2,500	12	\$30,000
3	Police Operations Bldg.	Janitorial (except windows)	\$1,760	12	\$21,120
4	Library	Janitorial (except windows)	\$5,865	12	\$70,380
	Civic Center	Windows	\$615	4 1	\$615
	PPW Service Center	Windows	\$615	4 1	\$615
	Police Operations Bldg.	Windows	\$615	4 1	\$615
5	Library	Windows	\$3,000	4 1	\$3,000
6	Park Restrooms	Janitorial	\$3,250	12	\$39,000
		TOTAL			\$195,345

**B. ADDITIONAL JANITORIAL SERVICES AS NEEDED  
TIME AND MATERIALS BASIS**

BID ITEM	DESCRIPTION	PER HOUR COST
7	Service during the daytime hours of 7:00 a.m. to 7:00 p.m. weekdays with 24 hours or greater notice	\$56.65
8	Service during the evening hours of 7:00 p.m. to 7:00 a.m. or on weekends or holidays with 24 hours or greater notice	\$59.25
9	Service during the daytime hours of 7:00 a.m. to 7:00 p.m. weekdays with <u>less than</u> 24 hours notice	\$70.25
10	Service during the evening hours of 7:00 p.m. to 7:00 a.m. or on weekends or holidays with <u>less than</u> 24 hours notice	\$81.25
11	Day Porter 2:00 pm - 4:00 pm (Library only)	\$45.00

**Note: 2 hour minimum will be paid for any service requiring less than 2 hours' work**

	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
<b>Town of Los Gatos</b>							
<b>Civic Center Dispatch, Museum Restrooms</b>	X		X		X		
<b>CORP YARD</b>		X		X		X	
<b>Police Operations</b>	X		X		X		
<b>Library</b>	X	X	X	X	X	X	X
<b>Library Porter- Not Included</b>							
<b>Library</b>							
<b>PARKS</b>							
Park	X	X	X	X	X	X	X
Park	X	X	X	X	X	X	X
Park	X	X	X	X	X	X	X
Park	X	X	X	X	X	X	X
Park	X	X	X	X	X	X	X