

AGREEMENT

BETWEEN THE

CITY OF SAN DIEGO



AND

AZTEC LANDSCAPING, INC.

**TO PROVIDE LANDSCAPE MAINTENANCE SERVICES
IN THE TORREY HIGHLANDS MAINTENANCE
ASSESSMENT DISTRICT**

AGREEMENT

This Agreement (Agreement) is entered into by and between the City of San Diego, a municipal corporation (City), and Aztec Landscaping, Inc., a corporation. (Contractor).

RECITALS

- A. City wishes to retain Contractor to provide landscape maintenance services for Torrey Highlands Maintenance Assessment District, as further described in the Scope of Work, attached to this Agreement as Exhibit A (Services).
- B. Contractor has the expertise, experience, and personnel necessary to provide the Services.
- C. City and Contractor (collectively, the "Parties") wish to enter into an agreement whereby City will retain Contractor to provide the Services.
- D. This Agreement is exempt from competitive bidding requirements pursuant to San Diego Municipal Code (SDMC) section 22.3208(d) because the Purchasing Agent has certified that the award of a sole source contract number 20000006-24-L is necessary under SDMC section 22.3016(a).

NOW, THEREFORE, for good and valuable consideration, the sufficiency of which is acknowledged, City and Contractor agree as follows:

ARTICLE 1 CONTRACTOR SERVICES

- 1.1 Scope of Services.** Contractor will provide the Services to the City as described in Exhibit A, Scope of Work, which is incorporated into this Agreement by reference.
- 1.2 Contract Administrator.** The Parks and Recreation (Department) is the Contract Administrator for this Agreement. Contractor will provide the Services under the direction of a designated representative of the Department as follows:

Loren Boerboom
District Manager
9485 Aero Drive
San Diego, CA 92123
(619) 685-1356
LBoerboom@sandiego.gov

1.3 General Contract Terms and Provisions. This Agreement incorporates by reference the City's General Contract Terms and Provisions, attached to this Agreement as Exhibit B.

1.4 Submittals Required with the Agreement. Contractor is required to submit all forms and information described in Exhibit C before the Agreement is signed.

ARTICLE 2 DURATION OF AGREEMENT

2.1 Term. This Agreement will be for an initial term of eight and three fourths (8 3/4) months beginning on the Effective Date and extending through June 30, 2024. City may, in its sole discretion, extend this Agreement for one (1) additional one (1) year period. The term of this Agreement shall not exceed five years unless approved by the City Council by ordinance.

2.2 Effective Date. This Agreement will be effective on October 8, 2023, after it is signed by the last Party to sign the Agreement and approved by the City Attorney in accordance with San Diego Charter Section 40 (Effective Date).

ARTICLE 3 COMPENSATION

3.1 Amount of Compensation. City will pay Contractor for all Services rendered in accordance with this Agreement in an amount not to exceed \$700,000.

ARTICLE 4 WAGE REQUIREMENTS

4.1 Wage Requirements. This Agreement incorporates by reference the City's Wage Requirements, attached to this Agreement as Exhibit D.

ARTICLE 5 CONTRACT DOCUMENTS


5.1 Contract Documents. This Agreement and all exhibits attached to the Agreement completely describe the Services that Contractor will provide under this Agreement.


5.2 Counterparts. This Agreement may be signed in counterparts, which when taken together will constitute a single signed original as though all Parties had signed the same page.

IN WITNESS WHEREOF, this Agreement is signed by City and Contractor acting by and through their authorized officers.

CONTRACTOR
Aztec Landscaping, Inc.

CITY OF SAN DIEGO
A Municipal Corporation

By: 
Rafae Aguilar (Apr 4, 2024 09:59 PDT)

By: 

Name: Rafae Aguilar

Name: Claudia Abarca

Title: CEO

Director, Purchasing & Contracting

Date: Apr 4, 2024

Date: Apr 9, 2024

Approved as to form this 10th day of
April, 2024.
MARA W. ELLIOTT, City Attorney

By: 
Julie Gough Inman (Apr 10, 2024 09:03 PDT)

Deputy City Attorney

Julie Gough Inman

Print Name







1-Services Agreement_SS 20000006_Torrey Highlands MAD_Ih 2.26

Final Audit Report

2024-04-04

Created:	2024-04-04
By:	Lisa Hoffmann (lhoffmann@sandiego.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAASj6dzTzXnmzxmUzI0aH0PxydvOGwZxjr

"1-Services Agreement_SS 20000006_Torrey Highlands MAD_Ih 2.26" History

-  Document created by Lisa Hoffmann (lhoffmann@sandiego.gov)
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-  Document emailed to rafael@azteclandscaping.com for signature
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-  Email viewed by rafael@azteclandscaping.com
2024-04-04 - 4:56:14 PM GMT
-  Signer rafael@azteclandscaping.com entered name at signing as Rafee Aguilar
2024-04-04 - 4:59:03 PM GMT
-  Document e-signed by Rafee Aguilar (rafael@azteclandscaping.com)
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-  Agreement completed.
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1-Services Agreement_SS 20000006_Torrey Highlands MAD_Ih 2.26 - signed by Aztec

Final Audit Report

2024-04-10

Created:	2024-04-04
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"1-Services Agreement_SS 20000006_Torrey Highlands MAD_Ih 2.26 - signed by Aztec" History

-  Document created by Lisa Hoffmann (lhoffmann@sandiego.gov)
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✔ Agreement completed.

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