



OFFICE OF CONTRACTS AND ACQUISITIONS
1200 First Street, NE, Suite 901, Washington, DC 20002
202-442-5111/ FAX 202-442-5634

Amendment No. 8 Attachment A

Request for Proposal
RFP No: GAGA-2016-R-0036A
Caption: FOOD SERVICES MANAGEMENT COMPANY(s)

The District of Columbia Public Schools (DCPS) issued the subject Request for Proposal (RFP) GAGA-2016-R-0036A seeking competitive responses from Prospective Contractors. The RFP issued on December 17, 2015 stimulated several questions from interested Contractors which require amendments to the RFP. DCPS is issuing the following amendments to the RFP:

1. Due to anticipated inclement weather, the proposal submission date is hereby changed from **Monday, January 25, 2016 by 12:00 pm (EST)** to the **new date of Wednesday, January 27, 2016 by 12:00 pm (EST)**.
2. **Delete Section C.3.26.6 in its entirety.**

Insert:

The Contractor(s) shall maintain the same minimum level of employee positions, hours, wages and benefits the entire Contract Term, and each subsequent Contract Term, as applicable, unless a reduction in the required levels is authorized by DCPS. The Contractor(s) shall provide the DCPS with written notice of any increases in employee positions, hours, wages and benefits. DCPS shall review and give consent to all management/supervisory staff hired during the term of the agreement.

Teamsters Local 639 is the current exclusive representative of the food service employees who work at the schools currently served by Chartwells. For the benefit of the employees, DCPS expects that each new contractor will recognize Teamsters Local 639 as the exclusive bargaining representative of the former Chartwells employees at these sites and will negotiate in good faith with Teamsters Local 639, absent a contrary ruling, decision, or order from the NLRB, a court of competent jurisdiction, or a governing tribunal. However, DCPS may, in its discretion, make an exception to the prior sentence for up to two (2) District-based non-profit contractors serving a total of no more than

two (2) clusters. A District-based non-profit contractor responding to the solicitation should indicate in its proposal whether it is requesting an exception.

3. Delete Section H.2 in its entirety.

Insert:

Section H.2 SERVICE CONTRACT ACT; DEPARTMENT OF LABOR WAGE AND FRINGE DETERMINATIONS

The Contractor(s) shall be bound by the Wage Determination No.: 2012-0074, Revision No.:5, dated 1/14/2016 (see Attachment J.2) and 48 CFR § 52.222-41 (see Attachment J.11).

A contract issued under this solicitation shall be subject to the federal Service Contract Act, 41 U.S.C. § 41-351 et seq. Under the Service Contract Act, the Contractor must pay its service employees working under the contract not less than the monetary wages that the Department of Labor has determined to be prevailing in the locality for the classification in which each employee is working; in addition, the Contractor must provide its service employees working under the contract with the minimum fringe benefits determined by the Department of Labor (the Department of Labor's current wage rate and fringe benefit determinations are attached to this solicitation as Attachment J.2). The Contractor shall be bound by the wage rate and fringe benefit determinations for the term of the contract, subject to the revisions described in this section and in accordance with section 24 of the SCP. If an option to the contract is exercised, the Contractor shall be bound by the applicable wage rate and fringe benefit determinations at the time of the option exercise. If the option is exercised and the CO obtains a revised wage rate and/or fringe benefit determination, the revised wage rate and/or fringe benefit determination shall be applicable for the option periods and the Contractor may be entitled to an equitable adjustment.

In addition, if the Contractor provides services at a school that was, immediately prior to the Contractor's contract, serviced by a workforce covered by a collective bargaining agreement, the Contractor must, for the first year of its contract, pay its service employees at that school the wage rates and fringe benefits that the employees would have been entitled to, including prospective increases, under the predecessor's collective bargaining agreement. This requirement applies irrespective of whether the Contractor's employees were or were not employed by the predecessor contractor.



4. **Delete Section J. 2 in its entirety.**

Insert:

**U.S. Department of Labor Wage Determination No.: 2012-0074, Revision No.:5,
dated 1/14/2016 (Attachment J.2).**

5. **Add J.11 - 48 CFR § 52.222-41 (Attachment J.11).**