

Resolution 2014-15: 191
Amendment #1 to AP Safety and Security (1c Projects)

By Vice Chair Brown

WHEREAS, the Rochester School Facilities Modernization Program Act (“the Act”) established the Rochester Joint Schools Construction Board (“RJSCB”), a seven voting member board consisting of equal representation by the City of Rochester (“City”) and the Rochester City School District (“District”), as well as a member jointly selected by the City and the District; and

WHEREAS, under the Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, in September 2012, as a result of repeated vandalism at the School 17 project site, the Program Manager recommended and the RJSCB approved that the Construction Manager (“CM”) for School 17, The Pike Company (“Pike”), hire security guard services for after hours and weekend/holiday coverage (Resolution 2012-2013: 31); and

WHEREAS, thereafter, the District requested that all RSMP projects include security guard services for after hours, weekends, and holiday coverage for those projects where the school buildings have been vacated for construction or are located in areas that either have a history or are considered more vulnerable to vandalism; and

WHEREAS, the costs for security guard services for the overall project were later identified by the Program Manager as a “program wide expense” and the method of paying for these services through the Construction Manager’s contract did not lend itself easily to separation and tracking of these program costs; and

WHEREAS, based upon the Program Manager’s recommendation, the RJSCB MWBE and Services Procurement Committee (“Committee”) at its meeting on November 29, 2012, decided to contract directly with the security guard services firm; and

WHEREAS, in December of 2012, the RJSCB approved that the CM for School 58, LeChase Construction (“Lechase”), hire security guard services for the School 58 project site for a period of 90 days (Resolution 2012-2013: 72) in order to provide the RJSCB time to prepare a contract directly with the security services firms; and

WHEREAS, Pike and Lechase each solicited proposals for these services for School 17 and School 58 respectively; and

WHEREAS, in March 2013, the RJSCB approved Resolution 2012-2013: 122 to directly hire the security services firms for projects that were under construction at the time including School 17, School 50, and School 58; and

WHEREAS, in May 2013, the RJSCB issued a Request For Proposals (“RFP”) for Security Services (Resolution 2012 – 2013: 176) for work at three projects in Phase 1b (School 5, School 28, and Edison High School); and

WHEREAS, the RJSCB identified AP Safety and Security as the best candidate based on its qualifications, experience, ability to meet the demands and staffing for the project, and cost of services and the RJSCB subsequently awarded the contract at its monthly meeting on June 10, 2013 (Resolution 2012-13: 197) and then entered into an agreement with AP Safety and Security dated June 10, 2013 (the “Agreement”); and

WHEREAS, in September 2014, the RJSCB issued a Request For Proposals (“RFP”) for Security Services (Resolution 2014 – 2015: 66) for work at the School 12 project in Phase 1c; and

WHEREAS, the RJSCB identified AP Safety and Security as the best candidate based on its qualifications, experience, ability to meet the demands and staffing for the project, and cost of services and the RJSCB subsequently awarded the contract at its monthly meeting on November 3, 2014 (Resolution 2014-15: 108) and then entered into an agreement with AP Safety and Security dated November 3, 2014 (the “Agreement”); and

WHEREAS, the RJSCB now wishes to extend the services of AP Safety and Security to include work at the Monroe High School project in Phase 1c which is scheduled to begin in June 2015 and be completed in August 2016; and

WHEREAS, the current contract between the RJSCB and AP Safety and Security specifically allows for such an extension of services if the Board elects to do so; and

WHEREAS, the Security Services have been bid twice before by the RJSCB and on both occasions the firm AP Safety and Security has been selected to provide these services based on quality and best value for the services; and

WHEREAS, the Program Manager has confirmed that AP Safety and Security will honor the current rates for its services which are based on prevailing wages as set and referenced in Post Bid Addendum #1 dated September 18, 2014; and

WHEREAS, the value for the extension has been set by the RSMP based on previous project comparisons and an evaluation of the work hours required over the length of the project schedule for Monroe High School, and the value of the extension for Monroe High School will be \$166,756; and

WHEREAS, based on the advice and recommendation of the Program Manager, at its March 5, 2015 meeting, the MWBE and Services Procurement Committee considered and discussed the proposal to extend the AP Safety and Security contract to include work at the Monroe High School project in Phase 1c of the RSMP and after due deliberation, it approved the request to amend the Agreement;

THEREFORE, BE IT RESOLVED:

1. The proposed amendment to the Agreement between the RJSCB and AP Safety and Security dated November 3, 2014 as set forth above is hereby approved; and
2. The RJSCB’s Chair is authorized in the name and behalf of the RJSCB, to execute an amendment to the AP Safety and Security Agreement that is consistent with this approval and in an acceptable form to the Chair upon the advice of the Program Manager and the RJSCB’s general counsel.

**Second by Board Member Hilger
Approved 6-0 with Member Coronas away**