

**Resolution 2014-15: 2**  
**Amendment #1 to AP Safety and Security**

**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, the RJSCB has competitively bid security services for subsequent RSMP projects; and  
WHEREAS, the CMs will remain responsible for the day-to-day coordination and reporting associated with these security services; and

WHEREAS, the RJSCB issued a Request For Proposals (“RFP”) for Security Services on May 7, 2013 (Resolution 2012 – 2013: 176) which included work at three projects in Phase 1b (School 5, School 28, and Edison High School); and

WHEREAS, the RFP was posted on the District’s web site, the RJSCB’s web page, the City’s web site, Bidnet, DataFlow, and was also issued directly to 12 firms who had indicated interest in receiving the RFP; and

WHEREAS, the Executive Director received four proposals in response to the RFP for Security Services on May 20, 2013; and

WHEREAS, based on the qualifications presented in the RFP responses, the Executive Director and the Program Manager subsequently conducted an interview with the candidate AP Safety and Security on May 22, 2013; and

WHEREAS, following the interview, the Executive Director and Program Manager 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, the RJSCB, based on the recommendation of the Construction Managers associated with each project, found it necessary to extend the hours of service at the School 5, School 28 and Edison project sites in order to provide continuous uninterrupted coverage during non-working hours, which has resulted in the need to increase the contract value; and

WHEREAS, the Program Manager has received a proposal from AP Safety and Security to provide the additional coverage hours at the original hourly rates for an additional 2.5 hours per day at the School 5 and School 28 projects and for an additional 8.5 hours per day at the Edison project; and

WHEREAS, the total additional costs associated with the School 5, School 28, and Edison projects is \$68,622.51; and

WHEREAS, due to recent acts of vandalism at the East High School project, the Program Manager has requested a proposal from AP Safety and Security to provide coverage during non-working hours, and AP Safety and Security has provided a proposal based on the original hourly rates to the Program Manager for review, and

WHEREAS, the cost for this additional service is Not to Exceed \$36,260; and

WHEREAS, the total contract increase for the additional coverage under this amendment is \$104,882.51; and

WHEREAS, based on the advice and recommendation of the Program Manager, the MWBE and Services Procurement Committee considered and discussed the proposal for additional services at its June 26, 2014 meeting 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 June 10, 2013 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 Thomas away**