

REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
3	10/24/16	Open	Action	10/11/16

Subject: Terminating and Revising Safety and Security Personal Services Agreements with Mark Sakauye as Safety and Security Administrator, Benjamin Louie as Safety and Security Program Specialist, Tino Bamberger as Safety and Security Program Specialist, Benjamin Gomez as Security Operations Coordinator and Mark Chapman as Safety and Security Program Specialist

ISSUE

Whether or not to terminate existing Agreements and approve revised Agreements for Safety and Security Personal Services Agreements with Mark Sakauye as Safety and Security Administrator, Benjamin Louie as Safety and Security Program Specialist, Tino Bamberger as Safety and Security Program Specialist, Benjamin Gomez as Security Operations Coordinator and Mark Chapman as Safety and Security Program Specialist.

RECOMMENDED ACTION

Adopt Resolution No. 16-10-_____, Terminating Existing Agreements and Approving Revised Agreements for Safety and Security Personal Services Agreements with Mark Sakauye as Safety and Security Administrator, Benjamin Louie as Safety and Security Program Specialist, Tino Bamberger as Safety and Security Program Specialist, Benjamin Gomez as Security Operations Coordinator and Mark Chapman as Safety and Security Program Specialist.

FISCAL IMPACT

Budgeted:	Partially*	Revised This FY:\$	168,750
Budget Source:	Operating	Revised Next FY:\$	225,000
Funding Source:	Local		
Cost Cntr/GL Acct(s) or Capital Project #:	GL 510025 CC 36 GL 910800 WBS T043.01.03 GL 910800 WBS T043.02.03 GL 910800 WBS T043.03.03	Revised Total Amount: \$	393,750

Revised Total Contract: \$393,750

*During the FY2017 PSC cost was reduced to a maximum of \$25,000 per contractor. \$50,000 per four contractors is requested with this Issue Paper. Additionally, the contractor's billable rates do not include pension and benefits which is a significant savings to RT.

DISCUSSION

On July 1, 2016, the Safety Department and the Police Services Department merged into the same division. Sakauye, Louie, Bamberger, Gomez and Chapman are currently under Agreement

Approved:

Presented:

Final 10/18/16

General Manager/CEO

Vice President of Safety and Security

J:\Board Meeting Documents\2016\18 October 24, 2016\2016-10-24 Safety and Security Personal Service Contractors IP Revised CB.doc

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with RT for security services. RT staff would like to enter into new Personal Services Agreements with added safety duties. To do so, Staff determined that it would be best to terminate the existing Agreements and enter into new Personal Services Agreements adding safety. These new Agreements will be effective until June 30, 2018 and then re-evaluated for the FY2019 fiscal year.

With RT's strong emphasis on safety and security, RT needs the services of Mark Sakauye as Safety and Security Administrator, Benjamin Louie as Safety and Security Program Specialist, Tino Bamberger as Safety and Security Program Specialist, Benjamin Gomez as Security Operations Coordinator and Mark Chapman as Safety and Security Program Specialist.

Funding for the safety and security contractors is through the operating budget as well as a grant which will help offset some of the cost. The Federal Emergency Management Agency (FEMA) announced their awards for the FY2015 Transit Security Grant Program (TSGP); funds were not received until 2016. RT was awarded a total of \$100,430 over the course of 36 months. The grant allocates \$35,000 of the \$100,430 for a contractor to produce five short public awareness videos for RT. The videos will cover multiple topics with an anti-terrorism/security emphasis. The grant allocates the remaining \$65,430 of the \$100,430 for funding three emergency preparedness exercises, one per year, over a 36-month period of performance allowed under the grant. One exercise would focus primarily on light rail, one would focus on bus and the third exercise would focus on command and control and communication issues within the system. All three exercises would be focused on terrorism related events. Of the \$65,430, \$21,750 is allocated for security contractors to design and develop the emergency exercises and coordinate with outside agencies.

Under the direction of RT's Vice President, Safety and Security Norm Leong, the safety and security contractors are listed below.

Mark Sakauye: Safety and Security Administrator

Sakauye retired as a Police Lieutenant from the Sacramento Police Department after twenty-nine years in law enforcement. Fifteen of those years were served at RT. Sakauye served as RT's Chief of Police Services during the latter part of his career at RT.

Sakauye will perform the job functions listed below due to his in-depth knowledge of security administration.

Among other duties, Sakauye's primary responsibilities are:

- Overseeing the administration of RT's System Security Program Plan including the performance of specific safety and security tasks as wells as monitoring and providing support for the system security/safety activities and training throughout RT.

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- Serving as the RT Police Services (RTPS) representative of the Safety and Security Committee and the liaison between the Safety and Security Committee and RT.
- Serving as the Project Manager on the U.S. Department of Homeland Security Transit Security Grant Program (TSGP).
- Overseeing the FY2011-2012 California Transit Security Grant Program for the Light Rail Facility Hardening.
- Researching and identifying applicable grant funding opportunities and working with RT's Vice President of Safety and Security and RT's Finance Division in applying for funding for RT's safety and security projects, equipment, drills and exercises.
- Provide training for Transit Agents and Transit Officers on RT rules and laws, radio communications, professional communication and RT's fare structure.
- Oversee the other Safety and Security Personal Services Contractors.
- Design, develop, coordinate and conduct safety and security emergency exercises.
- Create, update and maintain safety and security documents.
- Other safety and security duties as assigned.

Staff is recommending terminating RT's existing Agreement with Sakauye and is requesting the approval of the revised Safety and Security Personal Services Agreement for Temporary Employment with Sakauye as the Safety and Security Administrator, wherein the consideration is \$87,500.

Benjamin Louie: Safety and Security Program Specialist

Louie retired as a Police Officer from the Sacramento Police Department after thirty-one years in law enforcement. Ten of those years were served at RT.

Louie will perform the job functions listed below due to his qualification skills and experience.

Among other duties, Louie's primary responsibilities are:

- Coordinate community outreach events such as Community Education on Transit Safety and Personal Safety.
- Coordinate Emergency Preparation (E-Prep) and Crime Prevention through Environmental Design (CPTED), and transit safety/security and evaluate threat and vulnerability of RT's facilities.
- Teach operational skills and communication skills to RT's Customer Service Division.
- Provide training for current and incoming RT Police Officers and Deputies as well as allied law enforcement agencies, in the following training areas; researching and teaching transit related legal codes, statutes and regulations; Transit Terrorist and Tactics (T4); Train the

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Trainer for System Security Awareness for Transit Employees; Train the Trainer for Terrorist Activity Recognition; VTT presenter and Response for Transit employees.

- Analyze intelligence information for numerous government entities as it relates to transit.
- Provide training for Transit Agents and Transit Officers on RT rules and laws, radio communications, professional communication and RT fare structure.
- Design, develop, coordinate and conduct safety and security emergency exercises.
- Create, update and maintain safety and security documents.
- Other safety and security duties as assigned.

Staff is recommending terminating RT's existing Agreement with Louie and is requesting the approval of the revised Safety and Security Personal Services Agreement for Temporary Employment with Louie as a Safety and Security Program Specialist, wherein the consideration is \$87,500.

Tino Bamberger: Safety and Security Program Specialist

Bamberger retired as a Police Officer from the Sacramento Police Department after twenty-eight years in law enforcement. Ten of those years were served at RT.

Federal and State Regulators have mandated Regional Transit (RT) to enact numerous security program changes and enhancements since the September 11, 2001 attacks. Failure to meet these mandates would put RT at risk of losing funding and/or having operations suspended by regulatory agencies on both the state and federal level. Bamberger will perform these regulatory mandates.

Among other duties, Bamberger's primary responsibilities are:

- Maintaining RT's System Security Plan (SSP). The SSP is mandated by the California Public Utilities Commission (CPUC) under General Order 164-D and by the Federal Transit Administration (FTA) / Transportation Security Administration (TSA) under 49 CFR 659.19. RT's SSP was created by Bamberger.
- Regularly updating and maintaining RT's Threat and Vulnerability Assessments (TVA). The TVA's are also mandated by CPUC General Order 164-D and by the FTA/TSA under 49 CFR 659.23. TVA's are required for all aspects of operations and must be integrated with the safety certification process. RT's TVA's were created by Bamberger and have been audited several times by both the CPUC and the FTA/TSA and have never been found to be deficient.
- Responsibility for regulatory safety and security audits. This would include the yearly CPUC internal audits, the CPUC triennial audits, the FTA/TSA biennial BASE audit and any other audits to which RT is subject. Bamberger has been responsible for RT's

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regulatory security audits for several years. The last FTA/TSA BASE audit received multiple industry commendations for "smart security practices."

- Performing the security portion of Preliminary Hazard Analysis projects as required by regulation for all extensions. Also, performing Crime Prevention through Environmental Design (CPTED) assessments for RT, whether in response to regulations for new/renovation projects or to address criminal issues existing within the current system.
- Continuing to act as the grant writer for safety and security related grants. Bamberger has extensive experience in this area and has secured well over a million dollars in grant funding for RT.
- Drafting exercise plans and after-action reports for RT's exercises and drills.
- Drafting departmental Standard Operating Procedures (SOP) to address audit and exercise related issues as they arise.
- Producing monthly crime statistic reports. Acting as RTPS's crime analyst. Continuing to be responsible for RT's monthly entries into the FTA's National Transit Database (NTD) as required by Federal regulation.
- Create, update and maintain safety and security documents.
- Other safety and security duties as assigned.

Staff is recommending terminating RT's existing Agreement with Bamberger and is requesting the approval of the revised Safety and Security Personal Services Agreement for Temporary Employment with Bamberger as a Safety and Security Program Specialist, wherein the consideration is \$87,500.

Ben Gomez: Security Operations Coordinator

Gomez retired as a Police Sergeant from the Sacramento Police Department after thirty years in law enforcement. Two of those years were served at RT.

The RT Security Operations Center (SOC) is responsible for monitoring cameras on the RT light rail system and recovering footage from any incident that occurs on the system. Other responsibilities include running identity checks on individuals without photo identification, and generating calls for service. The SOC receives calls from members of the public on the crime tip and text tip hotlines and the RT mobile reporting app. This provides patrons with a way of reporting incidents on RT's system.

Among other duties, Gomez's primary responsibilities are:

- Coordinate the Security Operations Center and the staff.
- Coordinate the operation of the Video Surveillance Network.

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- Coordinate the archiving of security video and reproduction.
- Develop, coordinate, training with Security’s personnel.
- Continue development and expansion of the Security Operations Center.
- Research, assess, update, network and related programs with new technologies.
- Liaison to RT departments and outside Law Enforcement Agencies.
- Assist in coordination/deployment of guards and officers in the field.
- Work in partnership with the private security contractor to develop and implement training programs, including professional development.
- Coordinate Community Partnership Programs:
 - See It / Hear it / Report It
 - Rider Watch
 - RT mobile reporting app
- RT Police Services (RTPS) Volunteer Program:
 - Provide Department of Justice (DOJ) and California Law Enforcement Telecommunications System (CLETS) re-certification training, as required.
 - Maintain training records and evaluations for SOC staff.
- Coordinate with Procurement of all equipment related to RTPS patrol and administrative vehicles.
- Coordinate RTPS vehicle usage, assignments, and parking.
- Coordinate the logging, repair, and maintain vehicles.
- Coordinate inventory and control of all RTPS portable radios.
- Serve as SOC representative on RT radio committee and outside agencies radio committee.
- Design, develop, coordinate and conduct safety and security emergency exercises.
- Create, update and maintain safety and security documents.
- Other safety and security duties as assigned.

Staff is recommending terminating the existing Agreement with Gomez and is requesting the approval of the revised Safety and Security Personal Services Agreement for Temporary Employment with Gomez as the Security Operations Coordinator, wherein the consideration is \$87,500.

Mark Chapman: Safety and Security Program Specialist

Chapman retired as a Police Sergeant from the Sacramento Police Department after thirty-five years in law enforcement. Two of those years were served at RT.

Chapman will perform the job functions listed below due to his qualification skills and experience.

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Among other duties, Chapman’s primary responsibilities are:

- Conduct police background investigations on contracted security officers that work in the SOC.
- Train contracted security officers on their deployments and job duties.
- Design, develop, coordinate and conduct safety and security emergency exercises.
- Create, update and maintain safety and security documents.
- Other safety and security duties as assigned.

Staff is recommending terminating RT’s existing Agreement with Chapman and is requesting the approval of the revised Safety and Security Personal Services Agreement for Temporary Employment with Chapman as the Safety and Security Program Specialist, wherein the consideration is \$43,750.

Sakauye, Louie, Bamberger, Gomez and Chapman each have unique experience with law enforcement in public transportation. Contracting with these individuals will help the Safety and Security division with their mission of providing for all aspects of safety and security for RT.

RESOLUTION NO. 16-10-_____

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

October 24, 2016

**TERMINATING EXISTING AGREEMENTS AND APPROVING REVISED
AGREEMENTS FOR SAFETY AND SECURITY PERSONAL SERVICES
AGREEMENTS WITH MARK SAKAUYE AS SAFETY AND SECURITY
ADMINISTRATOR, BENJAMIN LOUIE AS SAFETY AND SECURITY PROGRAM
SPECIALIST, TINO BAMBERGER AS SAFETY AND SECURITY PROGRAM
SPECIALIST, BENJAMIN GOMEZ AS SECURITY OPERATIONS COORDINATOR
AND MARK CHAPMAN AS SAFETY AND SECURITY PROGRAM SPECIALIST**

WHEREAS, Regional Transit (RT) currently has existing Agreements with Mark Sakauye, Ben Louie, Tino Bamberger, Benjamin Gomez and Mark Chapman; and

WHEREAS, RT desires to terminate these Agreements and enter into new revised Agreements with each of these contractors to add safety relative responsibilities to their Agreements and add a term that is consistent with RT's fiscal year.

BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:

THAT, RT's Security Personal Services Agreements with Mark Sakauye, Ben Louie, Tino Bamberger, Benjamin Gomez and Mark Chapman are hereby terminated for convenience effective October 24, 2016.

THAT, the Safety and Security Personal Services Agreement between Sacramento Regional Transit District, therein referred as "RT" and Mark Sakauye, therein referred to as "Temporary Employee", whereby Temporary Employee provides safety and security services and the total consideration may not exceed \$87,500, is hereby approved.

THAT, the Safety and Security Personal Services Agreement between Sacramento Regional Transit District, therein referred as "RT" and Ben Louie, therein referred to as "Temporary Employee", whereby Temporary Employee provides safety and security services and the total consideration may not exceed \$87,500, is hereby approved.

THAT, the Safety and Security Personal Services Agreement between Sacramento Regional Transit District, therein referred as "RT" and Tino Bamberger, therein referred to as "Temporary Employee", whereby Temporary Employee provides safety and security services and the total consideration may not exceed \$87,500, is hereby approved.

THAT, the Safety and Security Personal Services Agreement between Sacramento Regional Transit District, therein referred as "RT" and Ben Gomez, therein referred to as "Temporary Employee", whereby Temporary Employee provides safety and security services and the total consideration may not exceed \$87,500, is hereby approved.

THAT, the Safety and Security Personal Services Agreement between Sacramento Regional Transit District, therein referred as "RT" and Mark Chapman, therein referred to as "Temporary Employee", whereby Temporary Employee provides safety and security services and the total consideration may not exceed \$43,750, is hereby approved.

THAT, the Chair and General Manager/CEO are hereby authorized and directed to execute said Agreements.

JAY SCHENIRER, Chair

A T T E S T:

HENRY LI, Secretary

By: _____
Cindy Brooks, Assistant Secretary