

REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
9	05/14/18	Open	Action	05/07/18

Subject: Approving the First Amendment to the Personal Services Contracts with Mark Sakauye as the Security and Safety Administrator, Benjamin Louie as the Security and Safety Program Specialist and Tino Bamberger as the Security and Safety Program Specialist

ISSUE

Whether or not to approve the First Amendment to the Personal Services Contracts for Temporary Employment with Mark Sakauye as the Security and Safety Administrator, Benjamin Louie as the Security and Safety Program Specialist and Tino Bamberger as the Security and Safety Program Specialist.

RECOMMENDED ACTION

Adopt Resolution No. 18-05-_____, Approving the First Amendment to the Personal Services Contracts for Temporary Employment with Mark Sakauye as the Security and Safety Administrator, Benjamin Louie as the Security and Safety Program Specialist and Tino Bamberger as the Security and Safety Program Specialist.

FISCAL IMPACT

Budgeted:	Yes	FY2018:	\$	0
Budget Source:	Operating and Capital	FY2019*:	\$	130,000
Funding Source:	Local and Federal	Annualized:	\$	
Cost Cntr/GL Acct(s) or Capital Project #:	GL 510025 CC 36 = \$121,300 GL 910800 WBS T043 = <u>\$8,700</u> \$130,000	Total Contract Amount over 3 years:	\$	392,500
Total*:	\$ 130,000*			

*This cost does not include the FICA cost in the amount of \$9,945.

DISCUSSION

On October 24, 2016, the Board approved (Resolution No. 16-10-0118) the personal services contracts with Mark Sakauye as the Security and Safety Administrator, Benjamin Louie as the Security and Safety Program Specialist and Tino Bamberger as the Security and Safety Program Specialist. Their contracts are set to expire on June 30, 2018. With SacRT's strong emphasis on security and safety, staff is still in need of their services.

Funding for the security and safety 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

Approved:

Presented:

Final 05/09/18

General Manager/CEO

Chief of Police Operations

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received until 2016. SacRT was awarded a total of \$100,430 over the course of 36 months. 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, \$8,700 per year over a 3-year period is allocated for security contractors to design and develop the emergency exercises, coordinate with outside agencies and facilitate the exercises.

Under the direction of the SacRT's Chief of Police Operations, the security and safety contractors that will be funded partially under the grant are listed below:

Mark Sakauye: Security and Safety 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 SacRT. Sakauye served as SacRT's Chief of Police Services during the latter part of his career at SacRT. Sakauye will perform the job functions listed below due to his in-depth knowledge of security administration and his familiarity of SacRT:

- Oversee the administration of SacRT'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 SacRT.
- Serve as the SacRT's Police Services representative of the Safety and Security Committee and the liaison between the Security Committee and SacRT.
- Oversee and manage the SacRT Security Operations Center (SOC).
- Serve as the Project Manager on the U.S. Department of Homeland Security Transit Security Grant Program (TSGP).
- Researching and identifying applicable grant funding opportunities and working with SacRT's Chief of Police Operations and Finance Division in applying for funding for SacRT's safety and security projects, equipment, drills and exercises.
- Provide training for Transit Agents and Transit Officers on SacRT rules and applicable laws, radio communications, professional communication and SacRT fare structure.
- Be the point of contact for both state and federal agencies for security assessments and audits.
- Oversee the other security and safety personal services contractors.
- Design, develop, coordinate and conduct safety and security mandated emergency exercises.
- Create, update and maintain safety and security documents.
- Other security and safety duties as assigned.

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Staff recommends the approval of the First Amendment to the Personal Services Contract for Temporary Employment with Mark Sakauye as the Security and Safety Administrator, wherein the total consideration is increased by \$50,000 from \$87,500 to \$137,500 and the Contract is extended to June 30, 2019.

Benjamin Louie: Security and Safety 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 SacRT.

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

- 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 SacRT’s facilities.
- Teach operational skills and communication skills to SacRT’s Customer Service Division.
- Provide training for current and incoming SacRT Police Officers and Deputies as well as allied law enforcement agencies, in the following training areas; researching and teaching applicable transit related legal codes, statutes and regulations; Transit Terrorist and Tactics (T4); Train the 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 SacRT rules and applicable laws, radio communications, professional communication and SacRT’s fare structure.
- Design, develop, coordinate and conduct safety and security emergency exercises.
- Create, update and maintain safety and security documents.
- Other security and safety duties as assigned.

Staff recommends the approval of the First Amendment to the Personal Services Contract for Temporary Employment with Benjamin Louie as the Security and Safety Program Specialist, wherein the total consideration is increased by \$40,000 from \$87,500 to \$127,500 and the Contract term is extended to June 30, 2019.

Tino Bamberger: Security and Safety 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 SacRT.

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

Bamberger’s primary job duties are described below:

- Maintaining SacRT’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. SacRT’s SSP was created by Bamberger.
- Regularly updating and maintaining SacRT’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. SacRT’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 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 SacRT is subject. Bamberger has been responsible for SacRT’s 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 SacRT, 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 security and safety related grants. Bamberger has extensive experience in this area and has secured well over a million dollars in grant funding for SacRT.
- Drafting exercise plans and after-action reports for SacRT’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 SacRT’s Police Services’ Crime Analyst. Continuing to be responsible for SacRT’s monthly entries into the FTA’s National Transit Database (NTD) as required by Federal regulation. This task requires access to controlled databases.
- Responsible for maintaining scheduling information for all Transit Officers and Transit Agents in Sacramento County’s "Subpoena Tracker" program. This program helps reduce SacRT’s court overtime costs by scheduling fare enforcement court appearances during normal work hours.

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- Assist in security training and producing training materials as needed.
- Create, update and maintain safety and security documents.
- Other security and safety duties as assigned.

Staff recommends the approval of the First Amendment to the Personal Services Contract for Temporary Employment with Tino Bamberger as the Security and Safety Program Specialist, wherein the total consideration is increased by \$40,000 from \$87,500 to \$127,500 and the Contract term is extended to June 30, 2019.

Sakauye, Louie and Bamberger each have unique experience with law enforcement in public transportation. Contracting with these individuals will help the Police Operations Division with their mission of providing for all aspects of security and safety for SacRT.

RESOLUTION NO. 18-05-_____

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

May 14, 2018

**APPROVING THE FIRST AMENDMENT TO THE PERSONAL SERVICES
CONTRACTS WITH MARK SAKAUYE AS THE SECURITY AND SAFETY
ADMINISTRATOR, BENJAMIN LOUIE AS THE SECURITY AND SAFETY PROGRAM
SPECIALIST AND TINO BAMBERGER AS THE SECURITY AND SAFETY
PROGRAM SPECIALIST**

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

THAT, the First Amendment to the Agreement between Sacramento Regional Transit District, therein referred to as "SacRT," and Mark Sakauye, therein referred to as "Contractor," whereby the total consideration is increased by \$50,000 from \$87,500 to \$137,500 and the term is extended to June 30, 2019, is hereby approved.

THAT, the First Amendment to the Agreement between Sacramento Regional Transit District, therein referred to as "SacRT," and Benjamin Louie, therein referred to as "Contractor," whereby the total consideration is increased by \$40,000 from \$87,500 to \$127,500 and the term is extended to June 30, 2019, is hereby approved.

THAT, the First Amendment to the Agreement between Sacramento Regional Transit District, therein referred to as "SacRT," and Tino Bamberger, therein referred to as "Contractor," whereby the total consideration is increased by \$40,000 from \$87,500 to \$127,500 and the term is extended to June 30, 2019, is hereby approved.

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

PATRICK KENNEDY, Chair

A T T E S T:

HENRY LI, Secretary

By: _____
Cindy Brooks, Assistant Secretary