



# City of Palo Alto

## City Council Staff Report

(ID # 9242)

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**Report Type: Consent Calendar**

**Meeting Date: 6/18/2018**

**Summary Title: Cypress Guard Services Contract Extension**

**Title: Approval of Contract Amendment Number 4 With Cypress Security, Inc. Increasing the Amount by \$330,000 for a Total Not-to-Exceed Amount of \$3,662,216, and Extend the Term of the Agreement to September 30, 2018 for Guard Monitoring Services at Palo Alto Caltrain Locations**

**From: City Manager**

**Lead Department: Police**

### **Recommendation**

Staff recommends that Council:

- 1) Approve contract amendment No. 4 with Cypress Security, Inc. by \$330,000 for a total not-to-exceed amount of \$3,662,216, and extend the term of the agreement to September 30, 2018 for guard monitoring services at Palo Alto Caltrain locations.

### **Background**

Since 2009, the City of Palo Alto has used contract security guard services as on-site monitors in response to teen fatalities that have occurred along the Caltrain corridor in Palo Alto. This program is commonly referred to as Track Watch.

On June 5, 2017, Council approved Contract C16160138A Amendment No. 3 to extend the term of agreement with Cypress Security to June 30, 2018 by \$1,240,000 for a Total Not-to-Exceed Amount of \$3,332,216 for Track Watch Guard Services for Caltrain Monitoring.

This contract extension is due to the complexities in the City's on-going initiative to transition from guards to a camera-based, Intrusion Detection and Monitoring System, which was originally forecasted to be online in Spring 2018 (Contract #C17166714). There was always discussion of some overlap between guards and cameras as the City implemented this technology to test and review the efficacy of the camera system.

### **Discussion**

On a monthly basis, Staff meets with key stakeholders in the community, as well as Project Safety Net, to discuss on-going means restriction strategies, awareness and prevention efforts, collaboration amongst jurisdictions, and monitoring. This team has developed an on-going

strategy to limit access and monitor rail corridors through Palo Alto. One key component of this strategy is the implementation of a Camera-based Intrusion Detection System. Once implemented, a successful Intrusion-Detection System will allow staff to move away from the use of security guards.

**Resource**

**Impact**

Staff anticipates that sufficient savings are available in the Police Department operating budget to fund the extension of the Cypress Guard Services Contract. Savings will be realized from operating and maintenance expenditures that will no longer be incurred during Fiscal Year 2018 as result of the revised timeline to fully implement camera-based systems and from lower than anticipated usage of the current guard services contract. No additional funding is requested.

**Policy Implications**

This agreement is consistent with existing City and Police Department policies.

**Environmental Review**

This project is not subject to the California Environmental Quality Act (CEQA) pursuant to Title 14 California Code of Regulations Section 15061(b)(3).

**Attachments:**

- ATTACHMENT A - Cypress Security 053018

**AMENDMENT NO. FOUR TO CONTRACT NO. C16160138A  
BETWEEN THE CITY OF PALO ALTO AND  
CYPRESS SECURITY, LLC**

This Amendment No. Four to Contract No. C16160138A (“Contract”) is entered into June 18, 2018, by and between the **CITY OF PALO ALTO**, a California chartered municipal corporation (“CITY”), and **CYPRESS SECURITY, LLC**, a limited liability company, located at 1762 Technology Drive, San Jose, CA 95110, Telephone Number: (408) 946-4102 (“**CONTRACTOR**”).

**RECITALS**

A. The Contract was entered into between the parties for the provision of access control and enforcement of access control procedures at the site by monitoring pedestrian traffic through designated railroad crossings.

B. The parties wish to amend the Contract by increasing the maximum compensation amount to \$3,662,216 and extending the term from July 1, 2018 to September 30, 2018.

NOW, THEREFORE, in consideration of the covenants, terms, conditions, and provisions of this Amendment, the parties agree:

SECTION 1. Section 3 “TERM” is hereby amended to read as follows:

“TERM.

The term of this Agreement is from July 1, 2018 to September 30, 2018 inclusive, subject to the provisions of Sections Q and V of the General Terms and Conditions.”

SECTION 2. Section 5 “COMPENSATION FOR ORIGINAL TERM” is hereby amended to read as follows:

“A sum calculated in accordance with the fee schedule set forth at Exhibit C, not to exceed a total maximum compensation amount of Three Million Six Hundred Sixty-two Thousand Two Hundred Sixteen Dollars (\$3,662,216).”

SECTION 3. Except as herein modified, all other provisions of the Contract, including any exhibits and subsequent amendments thereto, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have by their duly authorized representatives executed this Amendment on the date first above written.

CITY OF PALO ALTO

City Manager or designee

APPROVED AS TO FORM:

City Attorney or designee

CYPRESS SECURITY, LLC

DocuSigned by:  
*Kes Marbutus, CEO*  
BE05744C48804A5...  
1<sup>st</sup> Officer

5/29/2018

DocuSigned by:  
*Jonas Tegnerud, COO*  
B4AC35DF9D1A44A...  
2<sup>nd</sup> Officer

5/30/2018