RESOLUTION NO. 138-2004

Adopted November 16, 2004

AUTHORIZING A FIFTH AMENDMENT TO THE PERSONAL SERVICES CONTRACT WITH MCCOY'S PATROL SERVICE, A CALIFORNIA CORPORATION, FOR INTERIM SECURITY SERVICES AT THE HUNTERS POINT SHIPYARD TO EXTEND THE CONTRACT FOR A TERM NOT TO EXCEED SIX MONTHS, FROM OCTOBER 1, 2004 THROUGH MARCH 31, 2005 AND INCREASE THE CONTRACT AMOUNT BY $150,000 FOR A TOTAL AGGREGATE AMOUNT NOT TO EXCEED $880,000; HUNTERS POINT SHIPYARD REDEVELOPMENT PROJECT AREA.

BASIS FOR RESOLUTION

1. The Hunters Point Naval Shipyard (the “Shipyard”) consists of approximately 500 acres that is characterized by vacant land, industrial and residential properties, four (4) dry-docks, and a re-gunnery crane.

2. In furtherance of the objectives of the Community Redevelopment Law of California, the Agency has undertaken a program of redevelopment in the area of the City and County of San Francisco (the “City”) known as the Hunters Point Shipyard Redevelopment Project Area (the “Project Area”) pursuant to a Redevelopment Plan (the “Plan”) approved by the Board of Supervisors of the City by Ordinance No. 285-97 adopted July 1997.

3. The United States Navy (the “Navy”) discontinued security service for the main entrance gate of the Shipyard in June 2000. The Agency issued a Request for Proposal for security services at the Shipyard and selected McCoy’s Patrol Service (the “McCoy’s”) to provide security services at the Shipyard’s Main Gate on a 24-hour per day, 7-day per week basis.

4. By Resolution No. 164-2000, the Agency and McCoy’s entered into a Personal Services Contract (“Contract”) dated September 15, 2000 for an initial six-month term, with two – six month options to extend. The Contract Term was scheduled to expire on February 28, 2002.

5. The Commission authorized four extensions of the Contract and increased the Contract amount adequately to coincide with the Navy conveyance of Parcel A to the Agency. In accordance with the final extension, the Contract was scheduled to expire on September 30, 2004.

6. On April 29, 2004, the Commission authorized the Agency’s Executive Director to execute the Conveyance Agreement with the United States Department of the Navy (the “Navy”) for the phased transfer of the Hunters Point Shipyard (the “Shipyard”) to the Redevelopment Agency of the City and County of San Francisco (the “Agency”).
7. In accordance with the Security Cooperative Agreement (the “SCA”), an ancillary document to the Conveyance Agreement, the Agency is required to provide security services in accordance with a scope of services mutually approved by the Navy and the Agency by October 1, 2004.

8. In August 2004, the Agency started the process to select a security vendor to perform the scope of services required under the SCA by the Navy-mandated deadline. Due to unforeseen delays, the Agency has not finalized its selection process and requires additional time to identify a qualified security vendor to provide security and patrol services at the Shipyard.

9. In order to continue security service at the Shipyard, which is necessary to maintain a safe environment for the Shipyard tenants and to fulfill the Agency’s obligations under the SCA, the Agency wishes to extend the McCoy’s Contract on an interim basis, to provide security coverage at the Shipyard’s main gate 24 hours a day, 7 days a week; and patrol service throughout the Shipyard during the period covering 4:00 pm to 8:00 am, 7 days per week.

10. The Agency wishes to extend the Contract for a term not to exceed six months, which shall commence retroactively on Friday, October 1, 2004 and end on March 31, 2005 and to increase the Contract amount by $150,000 for a total aggregate amount not to exceed $880,000. The Agency reserves the right to terminate the Contract at an earlier date when the public solicitation and selection process for a security vendor is finalized or for other reasons.

**RESOLUTION**

**ACCORDINGLY, IT IS RESOLVED** by the Redevelopment Agency of the City and County of San Francisco that the Executive Director is authorized to execute a Fifth Amendment to the Personal Services Contract with McCoy’s Patrol Service, a California corporation, for Security Services at the Hunters Point Shipyard, to extend the Contract for a term not to exceed six months, from October 1, 2004 through March 31, 2005, and to increase the Contract amount by $150,000 (which amount shall be paid by the United States Department of the Navy), for a total aggregate amount not to exceed $880,000, substantially in the form lodged with the Agency General Counsel.

**APPROVED AS TO FORM:**

[Signature]

James B. Morales
Agency General Counsel