

CITY COUNCIL REGULAR SESSION

Resolution authorizing the execution of Supplemental Agreement No. 2 to the Professional Services Agreement with Puget Sound Executive Services (PSES) to provide Uniformed Police for additional flagging, traffic control and security services that are required on Transportation CIP projects, in the amount of \$250,000 for a total contract amount of \$1,000,000.00, plus all applicable taxes.

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Maher Welaye, Assistant Director, 452-4879
Dale Lydin, Construction Manager, 452-2734
Kyle Potuzak, Design Manager, 452-2027
Transportation Department

EXECUTIVE SUMMARY

This Resolution authorizes the execution of Supplemental Agreement No. 2 to the Professional Services Agreement with PSES to provide additional funds for Uniformed Police for flagging, traffic control and security services that are required on Transportation CIP projects.

RECOMMENDATION

Move to adopt Resolution No. 10280

BACKGROUND/ANALYSIS

On November 5, 2018, Council authorized the execution of a four-year Professional Services Agreement with PSES to provide Uniformed Police for flagging, traffic control and security services that are required on Transportation CIP projects, in the amount not to exceed \$625,000, plus all applicable taxes, with an option to extend the contract for an additional year and \$125,000, plus all applicable taxes, with the same terms and conditions.

On October 19, 2022, the Transportation Department Assistant Director approved the execution of Supplemental Agreement No. 1 to the Professional Services Agreement with PSES, exercising the option to extend the contract for one additional year to expire on November 15, 2023, and to increase the contract amount by \$125,000, plus all applicable taxes, for a total amount of \$750,000.00, plus all applicable taxes.

In the most recent two months, there have been significantly more requests for Uniformed Police Officers for flagging than have been on-duty Bellevue Police Department officers available to fill, resulting in a much larger than anticipated number of requests being sent to PSES. This is expected to continue through the 2023 summer construction season.

The use of police officers is mandatory for manual control of traffic at signalized intersections as outlined in RCW 10.93.070, "General authority peace officer – powers of, circumstances". This RCW outlines the circumstances under which a Washington peace officer possessing the appropriate training and certification may enforce the traffic or criminal laws of the state. One of the circumstances in this RCW includes the written consent of the sheriff or chief of police in whose primary territorial jurisdiction

the exercise of powers lies. PSES and the officers they employ have received the approval of the Bellevue Chief of Police to provide these services to the City under previous contracts with the City.

As this requirement for using police officers to control traffic at signalized intersections is not optional, Uniformed Police Officers from PSES must be employed during the work, when Bellevue Police Officers are not available.

POLICY & FISCAL IMPACTS

Policy Impact

Bellevue City Code 4.28.030(B) (1)

The City has promulgated policies, standards, and operational procedures that support open, fair, and transparent procurement of goods and services in accordance with all applicable laws. Such policies, standards, and procedures may define the levels of authority pertaining to review and approval of contract change orders and shall be followed by all City departments.

Fiscal Impact

This action obligates the City to increase the contract with PSES to provide Uniformed Police for additional flagging, traffic control and security services that are required on Transportation CIP projects, in the amount of \$250,000 for a total contract amount of \$1,000,000.00, plus all applicable taxes. This contract extension will allow PSES to provide Uniformed Police for additional flagging, traffic control and security services to support Transportation CIP projects through the end of the contract on November 15, 2023. Sufficient funding exists in the 2023-2029 General CIP under the individual projects.

Professional Services Agreement with Puget Sound Executive Services	
Original Contract - PO No. 1850267 (4 Years w/ Optional One-Year Renewal and Additional \$125,000 Increase)	\$625,000.00
Supplemental No. 1 (Exercise Optional Time and Contract Increase)	\$125,000.00
Supplemental No. 2 (Tonight's Action)	\$250,000.00
New Contract Total Amount	\$1,000,000.00

OPTIONS

1. Adopt the Resolution authorizing the execution of Supplemental Agreement No. 2 to the Professional Services Agreement with Puget Sound Executive Services (PSES) to provide Uniformed Police for additional flagging, traffic control and security services that are required on Transportation CIP projects, in the amount of \$250,000 for a total contract amount of \$1,000,000.00, plus all applicable taxes.
2. Do not adopt the Resolution and provide alternative direction to staff.

ATTACHMENTS

Proposed Resolution No. 10280

AVAILABLE IN COUNCIL LIBRARY

Supplemental Agreement No. 2