

PART I – SCHEDULE

SECTION B - SUPPLIES OR SERVICES AND PRICES / COSTS

B-1 DESCRIPTION OF SERVICES

- (a) The Contractor must provide all management, supervision, manpower, material, supplies, and equipment (except as otherwise provided) and plan, schedule, coordinate, and assure effective performance of security services at the place of performance in accordance with the terms, conditions and statement of work.
- (b) The pricing for services required by Lead Court Security Officers (LCSOs), Court Security Officers (CSOs) and Site Supervisors have been divided into three separate categories that are defined below. The category of start-up cost is **not applicable** to the services for **site supervisor**. The categories are as follows:
- (1) **Basic Rate** - Rate for all court security services performed, except overtime, Sunday through Saturday, including holidays if the courthouse should be open. Medical exams and weapons training are allowed 2 hours each and billable at the Basic Rate. The 8-hour training is billable at the Basic Rate.
- (2) **Start-up Cost** – The Start-up Cost includes *all* yearly Contractor expenditures for LCSO and CSO uniforms, weapon qualifications, range costs, and medical examinations required to demonstrate that the individual meets the minimum medical standards.

The Government is responsible for paying the actual start-up cost for each LCSO and CSO for each contract period up to the limit specified herein. These start-up costs are applicable when:

- (a) the Contracting Officer enhances the number of positions; or
- (b) the Contractor is required to hire replacement pursuant to one of the conditions stated in Section C-8, *Turnover*.

For LCSOs or CSOs who have started work less than four months prior to the new contract period the Contractor is not entitled to the start-up cost.

All start-up requirements for new uniforms, weapons, and medical qualifications must be completed for all personnel annually, except those having come on board during the previous four months.

If the contractor uses the USMS range for weapons qualification, the amount proposed for the weapons qualification portion of the start-up cost will be deducted from the contractor's invoice.

- (3) Overtime Rate - The Government will pay overtime when the LCSO or CSO is required by the Contracting Officer's Technical Representative (COTR) and approved by the Contracting Officer to work more than a 40-hour work week. (See Section C-26, *Overtime and Holiday Performance*.) For the purposes of defining a work week for performance under this contract, a work week is from Sunday through Saturday.
- (c) Wage Determination (WD): In order to ensure a stable and experienced workforce, the prospective contractor must, at a minimum, maintain the wages and benefits currently paid to the incumbent Lead Court Security Officers and Court Security Officers covered under a Wage Determination. The most current wages and benefits for each LCSO and CSO covered under a Wage Determination are included in Section J.
- (d) Collective Bargaining Agreement (CBA): Any valid CBA will be incorporated into the contract and the offeror must propose in accordance with the Service Contract Act as it applies to Collective Bargaining Agreements.
- (e) Labor Escalation

After contract award, the USMS intends to request that the contract have the LCSO category conformed by the Department of Labor in accordance with the Service Contract Act. LCSO rates will then be governed by Wage Determinations. The National Labor Relations Board (NLRB) has twice issued decisions indicating that LCSOs are not considered management personnel and should be included in any collective bargaining agreements. However, there is no guarantee that LCSOs will be conformed by DOL or that it will be completed by October 1, 2007 to be included in the first or subsequent option year price adjustments. Once conformed, the offeror will be entitled to a price adjustment in accordance with the Service Contract Act.

B-2 PRICING SCHEDULES

The pricing schedules for the Judicial Circuit and each facility in the circuit requiring support is provided in attachment 1 (C). The positions are estimates for planning purposes only. The requirements (CSOs, LCSOs and Site Supervisors) to be furnished are determined by task orders issued against this contract. The task orders requirements may be higher or lower than the estimates for positions cited in attachment 1 (C).

B-3 ESTIMATED QUANTITIES

- (a) The Government will order and the Contractor must furnish the stated minimum quantity of supplies or services as described in Section H-10, *Quantities for Minimums and Maximums*.
- (b) The Government's estimated ceiling will be specified in each individual task order.
- (c) The Government reserves the right to remove services from any individual district, as long as this removal does not cause the Government to fail to order the guaranteed minimum number of hours under the contract.