

DATE: APRIL 11, 2023

FROM: PORT PILOTS

SUBJECT: RESOLUTION NO. _____ - FIRST AMENDMENT TO THE ELIGIBLE PURCHASER ORDER AUTHORIZED UNDER RESOLUTION NO. 22-9988 - BETWEEN THE CITY OF LOS ANGELES HARBOR DEPARTMENT AND MOTOROLA SOLUTIONS, INC. FOR THE PURCHASE AND INSTALLATION OF AN UPDATED ALL-BAND RADIO SYSTEM

SUMMARY:

Staff requests approval of the First Amendment to the Eligible Purchaser Order authorized under Resolution No. 22-9988 (Eligible Purchaser Order) between the City of Los Angeles Harbor Department (Harbor Department) and Motorola Solutions, Inc. (Motorola). The scope of Resolution No. 22-9988 is for the purchase and installation of an updated all-band radio communications system for Port Pilots. The term of the agreement is three years commencing on May 9, 2022 and expiring on May 8, 2025. The current not-to-exceed amount is \$1,368,570.

The proposed amendment will increase the not-to-exceed amount of the agreement by \$130,001 to \$1,498,571. This increase will allow for change orders unforeseen before the execution of the original agreement. The proposed amendment will also amend the scope of work to include the first change order in the agreement.

The Harbor Department will be financially responsible for expenses incurred under the proposed amendment.

RECOMMENDATION:

It is recommended that the Board of Harbor Commissioners (Board):

1. Find that the Director of Environmental Management has determined that the proposed action is administratively and categorically exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II Section 2(f) and Article III Class 1(1), Class 1(6), Class 2(2), and Class 3(4) of the Los Angeles City CEQA Guidelines;
2. Find that in accordance with the Los Angeles City Charter Section 1022, the services required can be performed more feasibly by an outside contractor than by City employees;

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3. Approve the proposed First Amendment to Eligible Purchaser Order authorized under Resolution No. 22-9988 between the City of Los Angeles Harbor Department and Motorola Solutions, Inc.;
4. Authorize the Executive Director to execute and the Board Secretary to attest to said Agreement for and on behalf of the Board; and
5. Adopt Resolution No. _____

DISCUSSION:

Background – At its April 14, 2022 meeting, the Board approved the Eligible Purchaser Order between the Harbor Department and Motorola, pursuant to the City of Los Angeles Contract No. C-123897, the master services agreement between Motorola and the City of Los Angeles. The scope of the Eligible Purchaser Order is for the purchase and installation of an updated all-band radio communications system for Port Pilots. The term of the agreement is three years commencing May 9, 2022, and the not-to-exceed amount is currently \$1,368,570. Project kick-off occurred on June 30, 2022.

After the project kick-off, as site visits continued and project design progressed, Motorola and its contractors determined that a change order to the project's original scope was necessary. There are three components to the proposed change order. The roof-mounted antenna on top of the former Marine Exchange Building located on Warehouse 1 did not initially call for a positive connection to the existing structure. After a structural assessment, it was determined that the roof-mounted antenna must be connected to the current structural support of the building. In short, this work involves removing a small portion of the existing roofing and sheeting, installing structural support blocking at the leg locations of the antenna, bolting the antenna mount to the blocking, and replacing the roof components.

The change order's second component is adding a dedicated electrical panel. After a load study, it was determined that the existing panel could not support the proposed electrical load that would be placed on it. A new 200-amp breaker will be added to a spare position in the ground-level Main Switchboard (MSB). New conductors must be run from the nearest weather head approximately 180 feet away on ground level, to the roof of the 6-story building to a new dedicated 200-amp panel in the new equipment room.

The third component of the change order is that additional project management fees are assessed due to the additional work required. The additional duties include but are not limited to managing calls, obtaining quotes, providing updates, executing, and implementing of the proposed change order.

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The table below summarizes the various items anticipated to comprise the proposed \$130,001 increase to the not-to-exceed amount under Resolution 22-9988:

Description	Amount
Antenna Mount Scope Change	\$36,885.96
Electrical Scope Change	\$34,344.15
Project Management Scope Change	\$7,454.55
Change Order #1 Total	\$78,684.66
Plus: Contingency	\$51,316.34
Equals: Total 1st Amendment Increase	\$130,001.00

Project Development Committee (PDC) approved \$1,518,571 for the Port Pilots radio upgrade project. Of that amount, \$1,498,571 is for the estimated cost for Motorola, and \$20,000 is for internal costs for Engineering and Construction & Maintenance Divisions. The proposed amendment (Transmittal 1) will amend the funds already approved by PDC into the contract with Motorola.

The proposed amendment will be effective upon execution of the Executive Director, after approval of the Board and the City Council review period.

ENVIRONMENTAL ASSESSMENT:

The proposed action is the approval of an amendment to Resolution No. 22-9988 with Motorola, which is an administrative activity to allow the minor alteration of an existing structure, addition of safety and security devices, replacement of a commercial structure, and installation of new equipment. Therefore, the Director of Environmental Management has determined that the proposed action is administratively and categorically exempt from the requirements of CEQA in accordance with Article II Section 2(f) and Article III Class 1(1), Class 1(6), Class 2(2), and Class 3(4) of the Los Angeles City CEQA Guidelines.

FINANCIAL IMPACT:

Approval of the proposed amendment will increase the not-to-exceed amount under Resolution No. 22-9988 by \$130,001, or approximately 9.5%, from \$1,368,570 currently to \$1,498,571, as amended.

Funding for the project, including the increase via the proposed amendment, is available within the Capital Improvement Program budget, Project No. 2567800 (Port Pilots Radio Project Upgrade), Center No. 1085 (Berth 68 Port Pilot Station Facility), Program No. 000, Accounts 54310 (Information Systems Consulting Services) and 59994 (CIP Equipment Acquisitions).

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Pending approval of the proposed amendment, total spending under Resolution No. 22-9988 is expected to occur as follows:

Account, Center, Program	FY 2023	FY 2024	Total
54310, 1085, 000	\$875,416	\$39,232	\$914,648
59994, 1085, 000	\$554,727	\$29,196	\$583,923
Total, as amended	\$1,430,143	\$68,428	\$1,498,571

The funding out clause, also known as a termination of the agreement for non-appropriation of funds clause, has been included in the proposed Agreement.

CITY ATTORNEY:

The Office of the City Attorney has reviewed and approved the proposed First Amendment as to form and legality.

TRANSMITTALS:

1. First Amendment to Eligible Purchaser Order Authorized Under Resolution No. 22-9988

FIS Approval: MB
CA Approval: SO



JOHN L. DWYER
Chief Port Pilot



THOMAS E. GAZSI
Chief of Public Safety and
Emergency Management

APPROVED:



EUGENE D. SEROKA ^{FOR}
Executive Director

JLD/JMK
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