



Executive Director's
Report to the
Board of Harbor Commissioners

DATE: DECEMBER 12, 2023

FROM: CONSTRUCTION AND MAINTENANCE

SUBJECT: RESOLUTION NO. _____ - AWARD OF CONTRACT NO. 40027 TO LAWRENCE DALE SANCHEZ FOR HARBOR GATEWAY WATER FEATURES TREATMENT AND MAINTENANCE SERVICES

SUMMARY:

Staff requests approval of Contract No. 40027 (Contract) with Lawrence Dale Sanchez dba Water Fountain Guy (Water Fountain Guy), located in Palos Verdes, California, for Harbor Gateway water features treatment and maintenance services. The proposed Contract will be for a one-year term with two, one-year renewal options for an amount not to exceed \$260,000 for the initial year. If the two renewal options are exercised, \$299,000 will be authorized for the second year and \$343,850 for the third year. The total contract amount would not exceed \$902,850 over a three-year period if the renewal options are exercised. The City of Los Angeles Harbor Department (Harbor Department) will be financially responsible for the payment of expenditures incurred under the proposed Contract.

RECOMMENDATION:

Staff recommends that the Board of Harbor Commissioners (Board):

1. Find that the Director of Environmental Management has determined that the proposed action is administratively exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II Section 2(f) of the Los Angeles City CEQA Guidelines;
2. Find that in accordance with the Los Angeles City Charter Section 1022, work under the subject contract can be performed more feasibly by independent contractors than by City employees;
3. Approve Contract No. 40027 with Water Fountain Guy for a term of one year with two, one-year renewal options with an annual compensation amount not to exceed \$260,000 in the first year; not to exceed \$299,000 in the first renewal option year; not to exceed \$343,850 in the second renewal option year; for a total compensation amount not to exceed \$902,850 if the renewal options are exercised by the Executive Director or his/her designee;

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4. Authorize the Executive Director to execute and the Board Secretary to attest to Contract No. 40027 for and on behalf of the Board; and
5. Adopt Resolution No. _____.

DISCUSSION:

Background/Context – The three (3) Harbor Gateway water features located at Berth 93 along the Harbor Boulevard in front of the Los Angeles World Cruise Center; the Fanfare Fountain, the Reflection Pool and the Interactive Fountain, were built in 2008. The overall operation of the water features and the water quality maintenance are the responsibility of the Harbor Department’s Construction & Maintenance Division (C&M). The water features require special water chemistry treatment, proactive disinfection, periodic on-site maintenance, and custodial tasks to manage the water quality. Water fountains with clean and fresh water help mitigate contaminants within the water system and prevent unnecessary repairs caused by water quality issues. As a result, the life of the equipment will be prolonged allowing the water fountain show to run smoothly and continuously at its optimum levels for local residents and visitors. Also, the water features are equipped with energized equipment that uses electricity, air and water which may pose safety hazards if not handled appropriately. Therefore, this specialized work must be performed by licensed personnel with proper knowledge, training, equipment, and tools.

As the interactive water features and fountains are made available for public enjoyment, it is important to ensure that water quality is managed according to the environmental health codes, and that the health and safety standards are met to protect public health. If the fountain water quality is not properly maintained, the Harbor Department may be violating environmental codes and regulations, and it could be a health and safety hazard to the public.

The Contractors State License Board (CSLB) is the governing body for all contractors in the state of California, and it mandates all pool and spa maintenance contractors to hold a D-35/C-61 license. Los Angeles County Code Section 11.34 requires that all pool service technicians must be a Certified Swimming Pool Service Technician (CPO). The proposed Contract No. 40027 with Water Fountain Guy which possesses the required contractor’s license, certificate, and expertise for the projects will allow C&M to be in compliance with the safety codes and regulations of the CSLB and County of Los Angeles Department of Public Health.

Contract Process – C&M submitted a purchase requisition to the Contracts and Purchasing Division (CPD). CPD released a Request for Bids (RFB) No. F-1185 on September 21, 2023. It was advertised on the City of Los Angeles Regional Alliance Market Place (RAMP) and the Harbor Department website. Water Fountain Guy was

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the only, responsive bidder that participated in the pre-bid conference and job walk scheduled on October 3, 2023, that were mandatory for all bidders; therefore, staff is recommending approval of the proposed Contract with Water Fountain Guy (Transmittal 1).

ENVIRONMENTAL ASSESSMENT:

The proposed action is the approval of a Contract with Water Fountain Guy for water features treatment and maintenance services, which is an administrative and maintenance activity. Therefore, the Director of Environmental Management has determined that the proposed action is administratively exempt from the requirements of CEQA in accordance with Article II Section 2(f) of the Los Angeles City CEQA Guidelines.

FINANCIAL IMPACT:

Approval of the proposed one-year contract with two, one-year renewal options will authorize expenditures of up to \$260,000 for the first year, \$299,000 for the second year, and \$343,850 for the third year for Harbor Gateway water features treatment and maintenance services for a total contract amount of \$902,850.

Fiscal Year 2023-2024 funds in the amount of \$260,000 has been budgeted within Account 54030 (Maintenance Services – Equipment), Center 0510, Program No. 000. Funds are anticipated to be expended as follows:

Fiscal Year	\$ Amount
2024	\$260,000
2025	\$299,000
2026	\$343,850
Total	\$902,850

Future fiscal year funds will be requested to be budgeted as part of the annual budget adoption process, subject to Board approval. If in any subsequent fiscal year funds are not appropriated for work required by the Contract, the Contract shall be terminated. However, such termination shall not relieve the parties of liability for any obligations previously incurred.

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CITY ATTORNEY:

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

TRANSMITTAL:

1. Contract No. 40027, Formal Bid No. F-1185

FIS Approval: MB

CA Approval: SO



TIM CLARK

Director of Port Construction & Maintenance

Dina Aryan-Zahlan
DINA ARYAN-ZAHLAN, P.E.
Deputy Executive Director
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APPROVED:

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EUGENE D. SEROKA
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