

HARBOR DIVISION

425 S. PALOS VERDES ST.

P.O. BOX 151

SAN PEDRO, CA 90733-0151

FACSIMILE

(310) 831-9778

(310) 732-3750



OFFICE OF THE CITY ATTORNEY
MICHAEL N. FEUER
CITY ATTORNEY

JANNA B. SIDLEY
GENERAL COUNSEL

JOY M. CROSE
ASSISTANT GENERAL COUNSEL

CHRISTOPHER B. BOBO
ESTELLE M. BRAAF
JOHN T. DRISCOLL
JUSTIN HOUTERMAN
JANET KARKANEN
KENNETH F. MATTFELD
HEATHER M. MCCLOSKEY
ESTHER S. OLSEN
STEVEN Y. OTERA
MINAH PARK
HELEN J. SOK

DATE: JUNE 29, 2015

FROM: OFFICE OF THE CITY ATTORNEY

**SUBJECT: RESOLUTION NO. _____ APPROVE AND AWARD
AGREEMENT FOR PROFESSIONAL SERVICES BETWEEN THE CITY
OF LOS ANGELES AND RAMBOLL ENVIRON US CORPORATION**

SUMMARY:

The Office of the City Attorney seeks the assistance of Ramboll Environ US Corporation (Environ) to provide technical and expert litigation support services. The confidential expert consulting services pertain to environmental analysis in connection with actual or potential litigation matters. The Office of the City Attorney requests the Board of Harbor Commissioners (Board) approve and award a three-year agreement (Agreement) to Environ with an appropriation of \$1,200,000. The Harbor Department is financially responsible for payment of expenses under the proposed agreement.

RECOMMENDATION:

It is recommended that the Board of Harbor Commissioners:

1. Find in accordance with the Los Angeles City Charter Section 1022 that the scope of work of the proposed Agreement can be more economically and feasibly provided by an independent contractor than by City employees;

SUBJECT: AGREEMENT WITH RAMBOLL ENVIRON US CORPORATION

2. Approve the Agreement with Environ in an amount not to exceed \$1,200,000 for a period of three years from July 1, 2015 through June 30, 2018;
3. Authorize the Executive Director to execute and the Board Secretary to attest to The Agreement; and
4. Adopt Resolution No. _____.

DISCUSSION:

Background and Context - In accordance with Los Angeles City (City) Charter Section 275, the Office of the City Attorney has determined that it requires technical and scientific services pertaining to environmental analysis in connection with actual or potential litigation matters. Further explanation of the proposed scope of work to be performed under the Agreement is set forth in a separate privileged and confidential legal memorandum from the Office of the City Attorney to the Board.

Selection Process - The Office of the City Attorney relied on a Request for Qualifications (RFQ) previously conducted by the Harbor Department, Environmental Management Division (EMD) for As-Needed California Environmental Quality Act (CEQA)/National Environmental Policy Act (NEPA) documentation and special environmental services. The RFQ was posted on March 26, 2013 on the Port of Los Angeles website and on the City of Los Angeles Business Assistance Virtual Network (LABAVN). Under the scope of work firms were able to propose full services CEQA/NEPA documentation and supporting technical analysis and special environmental services in areas of cultural and historic resources; air quality, toxic air contaminants, and greenhouse gases; sustainability planning and reporting; mitigation monitoring and reporting; and in-house CEQA/NEPA project management.

The Harbor Department received proposals from 22 firms. The proposals were evaluated by a four member panel consisting of an Environmental Specialist and a Marine Environmental Manager in EMD, an Assistant Director from Planning and Economic Development, and a Senior Project Manager from the U.S. Army Corps of Engineers, Regulatory Division. Based upon the ranking results, 15 firms were invited to interview. The eight firms (including Environ) scoring the highest were recommended and approved for agreements with EMD.

Environ has actively assisted the Harbor Department with environmental analysis in connection with actual or potential litigation matters, under an existing EMD contract that will expire in December, 2016. Since the firm has been assisting with expert consulting/litigation support services and is needed to continue such work, the Office of the City Attorney selected Environ for the proposed Agreement. Relying on the Harbor Department's previous selection process is appropriate as the new Agreement with Environ will retain essentially the same Scope of Work and Compensation Rates.

SUBJECT: AGREEMENT WITH RAMBOLL ENVIRON US CORPORATION

ENVIRONMENTAL ASSESSMENT:

The proposed action is approval of an Agreement with Environ for technical and expert litigation support services related to environmental analysis. As an administrative activity, the Director of Environmental Management has determined that the proposed action is exempt from the requirements of the California Environmental Quality Act (CEQA) in accordance with Article II Section 2(f) of the Los Angeles City CEQA Guidelines.

ECONOMIC BENEFITS:

Approval of the proposed Agreement will support 14 direct and 9 secondary one-year equivalent jobs for the five-county region.

FINANCIAL IMPACT:

Funding in the amount of \$960,000 for the proposed new Agreement has been budgeted in the FY 2015-16 Operating Budget within the Office of the City Attorney's Legal Fees and Services account- Account 54410 within Cost Center 0120 and Program 000.

Funding for future fiscal years if necessary, will be requested to be budgeted as part of the annual budget adoption process, upon Board approval. A funding out clause is included in the proposed Agreement.

Firm	FY 15/16	FY16/17	FY17/18	TOTAL
Environ	\$ 960,000	\$ 215,000	\$ 25,000	\$ 1,200,000

SUBJECT: AGREEMENT WITH RAMBOLL ENVIRON US CORPORATION

CITY ATTORNEY:

The Office of the City Attorney has prepared and approved the proposed Agreement as to form and legality.

TRANSMITTAL:

- 1. Proposed Agreement with Environ

FIS Approval: MB (initials)
 CA Approval: [Signature] (initials)

[Signature]
 CHRISTOPHER B. BOBO
 Assistant City Attorney

APPROVED:
 By [Signature]
 JANNA B. SIDLEY
 General Counsel, Harbor Department

APPROVED:
 By [Signature]
 EUGENE D. SEROKA
 Executive Director