



THE PORT
OF LOS ANGELES
Executive Director's
Report to the

Board of Harbor Commissioners

DATE: JUNE 1, 2015

FROM: ENGINEERING

SUBJECT: RESOLUTION NO. _____ SECOND AMENDMENT TO PERSONAL SERVICES AGREEMENT NO. 08-2706 BETWEEN THE CITY OF LOS ANGELES HARBOR DEPARTMENT AND CH2M HILL, INC., FOR THE SAMPSON WAY (7TH STREET TO 22ND STREET) ROADWAY IMPROVEMENT PROJECT- ENGINEERING DESIGN SERVICES

SUMMARY:

On July 31, 2008, the Board of Harbor Commissioners (Board) approved the City of Los Angeles Harbor Department (Harbor Department) Agreement No. 08-2706 (Agreement) between the Harbor Department and CH2M Hill, Inc. (Consultant), located in Los Angeles, California, to provide planning and engineering services for the Sampson Way (7th Street to 22nd Street) Project (Project) for a term of three years and an Agreement amount of \$4,987,768.

On August 4, 2011, the Board approved the First Amendment to increase the Agreement term by four years from September 2, 2011 to September 2, 2015 to provide additional time necessary to complete the Project design and provide design services during construction. The Agreement amount remained the same.

This Second Amendment, if approved by the Board and Los Angeles City Council, will increase the Agreement term by an additional three years (to expire on September 2, 2018). This additional Agreement time will allow the Consultant to complete design services for the Sampson Way Roadway Improvements – 7th Street and Harbor Boulevard Intersection Project and provide design services during construction through Project closeout.

The proposed amendment adds additional time for the Consultant to perform the services called for by the Agreement, but does not add additional funding.

The Harbor Department is financially responsible for payment under this Agreement.

RECOMMENDATION:

It is recommended that the Board of Harbor Commissioners:

1. Find that in accordance with the City of Los Angeles Charter Section 1022, work covered under this Second Amendment can be performed more feasibly by an independent consultant rather than by City of Los Angeles employees;

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2. Approve this Second Amendment to Agreement No. 08-2706 with CH2M Hill, Inc. to extend the Agreement term by three years;
3. Authorize and direct the Board Secretary to forward the Second Amendment to the Los Angeles City Council for its approval pursuant to Section 373 of the Los Angeles City Charter;
4. Authorize the Executive Director to execute and Board Secretary to attest to the said Second Amendment for and on behalf of the Board of Harbor Commissioners; and
5. Adopt Resolution No. _____.

DISCUSSION:

Background/Context - The primary purpose of the Project is to connect downtown San Pedro and the surrounding communities with the LA Waterfront by realigning, expanding, and transforming Sampson Way into a scenic four-lane road between 7th Street and 22nd Street in San Pedro, CA.

The original three-year Agreement and the First Amendment to the Agreement were originally issued to provide design services to expand and realign Sampson Way between 7th Street and 22nd Street, realign the Waterfront Red Car Line, improve traffic circulation on Harbor Boulevard, optimize the efficiency of traffic intersections along Harbor Boulevard and Sampson Way, create a new pedestrian bridge at 13th Street, and implement various landscape and streetscape improvements throughout the Project site.

This original Project design was also to include features to provide smooth transitions from completed portions of the San Pedro Waterfront Downtown Harbor Projects. In addition, the design was to study the future San Pedro Waterfront 7th Street Pier Project transportation needs in order to maintain complimentary Project elements in those designs.

The Harbor Department did not complete design during the original three year Agreement term because staff was directed to proceed first with the San Pedro Waterfront Downtown Harbor Waterside Project and to deliver the remaining waterfront projects in sequence, instead of concurrently, as funding was available.

Staff conducted three public workshops for this Project to consider alternatives for the Harbor Boulevard/7th Street/Sampson Way intersection and to finalize the preferred intersection. A Conceptual Study Report was completed and finalized in October 2012. The Project was expected to be designed and to start construction in spring 2013 and be completed in summer 2014 but the Project was put on hold.

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On July 28, 2011, the Board approved the First Amendment to Agreement No. 08-2706 with the Consultant to extend the Agreement term by four years to September 2, 2015.

Under this Agreement, Consultant provided design services for the Red Car Rail and Signal Improvements for the Downtown Harbor Landside Project from start of design in July 2011 to construction completion in June 2014.

After the grand opening of the Downtown Harbor Project in June 2014, staff was directed to proceed with the Sampson Way Roadway Improvements – 7th Street and Harbor Boulevard Intersection Project portion only. This portion of the Project is critical for the future development of Ports O'Call. The Board directed staff to proceed with design and approved budget to complete construction improvements. The Consultant was authorized to proceed with the design of this Project on July 9, 2014. This Project will result in the need to extend the design Agreement by three years, in order to complete the design of the Project, provide construction support, and Project completion.

Progress To Date - Since the Board approved the Agreement and First Amendment with the Consultant, substantial progress has been made on the design of this Project. The Consultant completed conceptual design of the Sampson Way (7th Street to 22nd Street) Project, completed the design and construction services for the Red Car Rail and Signal Improvements for the Downtown Harbor Landside Project, and is currently at 40 percent design for the Sampson Way Roadway Improvements – 7th Street and Harbor Boulevard Intersection Project. Design for this Project is expected to be complete by the fall of 2015 and construction to follow in spring of 2016. Also, part of the scope of work for this Agreement includes the rail abandonment for the Red Car and freight (south of Pacific Avenue).

Second Amendment - Staff recommends that it is in the best interest of the Harbor Department to amend the current Agreement with the Consultant for the following reason:

- a. This Second Amendment will extend the Agreement duration by three years for the Consultant to complete design and to provide engineering design services throughout the construction period and maintain a single responsible party as Engineer of Record for professional liability.

Small Business Enterprise Program and Subconsultant Participation - Throughout the term of the Agreement, the Consultant will continue to maintain compliance with the City's Agreement requirements and comply with the Harbor Department's Small Business Enterprise (SBE) Program.

This Agreement is in conformance with both the City's Service Agreement Worker Retention and Living Wage Ordinances.

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ENVIRONMENTAL ASSESSMENTS:

The proposed action is approval of a Second Amendment to Agreement No. 08-2706 to extend the term of the Agreement. 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 Second Amendment will have no employment impact in the five-county region. Economic impact under the original Agreement approved on July 31, 2008 was stated to support 65 one-year full time equivalent jobs for the region.

FINANCIAL IMPACT:

The original Agreement with the Consultant provided for a term of three years with an authority amount of \$4,987,768. The First Amendment to this Agreement extended the term by an additional four years and did not increase the authority. The amount spent to date under this Agreement is \$1,943,271.52. The proposed Second Amendment will extend the Agreement's term by an additional three years and will not increase the authority. The Agreement authority amount will remain at \$4,987,768.

If approved, it is contemplated that funds under the Agreement will be expended as follows:

Fiscal Year (FY)	Amount
Spent to date from FY 07/08 to FY 13/14	\$1,607,852.15
FY 14/15	\$ 350,000.00
FY 15/16	\$ 337,635.00
FY 16/17	\$ 170,000.00
FY 17/18	\$ 100,000.00
FY 18/19	\$ 42,365.00
Unallocated Contract Amount	\$2,379,915.85
Total	\$4,987,768.00

Funds for FY 15/16 in the amount of \$337,635 have been budgeted in Account No. 54220, Center No. 1169, Program No. 624 and will be approved as part of the annual budget process. Funds for future fiscal years will be requested to be budgeted as part of the annual budget process, upon Board approval.

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The project limits are mostly within the Harbor Department property and maintenance will be done by the Harbor Department. It is expected that maintenance and operating costs will be comparable to current costs.

CITY ATTORNEY:

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

TRANSMITTALS:

1. Second Amendment to Agreement No. 08-2706
2. First Amendment to Agreement No. 08-2706
3. Agreement No. 08-2706

CA Approval:  (initials)
FIS Approval:  (initials)




DAVID M. WALSH, P.E.
Chief Harbor Engineer



ANTONIO V. GIOIELLO, P.E.
Deputy Executive Director, Development

APPROVED:


EUGENE D. SEROKA
Executive Director

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