



**THE PORT
OF LOS ANGELES**

Executive Director's
Report to the
Board of Harbor Commissioners

DATE: SEPTEMBER 27, 2012

FROM: CONSTRUCTION

**SUBJECT: RESOLUTION NO. _____ - FIRST AMENDMENT TO
AGREEMENT NO. 11-2976 BETWEEN THE CITY OF LOS ANGELES
AND AECOM TECHNICAL SERVICES, INC. FOR
CONSTRUCTION MANAGEMENT SERVICES FOR THE SOUTH
WILMINGTON GRADE SEPARATION – TIME EXTENSION**

SUMMARY:

The existing Agreement No. 11-2976 with AECOM Technical Services, Inc. (AECOM), located in Orange, California, will expire on May 19, 2014. The First Amendment to Agreement No. 11-2976 will extend the term of the Agreement from three years to five years. This time extension is necessary to provide construction management support services for the South Wilmington Grade Separation project. No additional compensation is being requested.

RECOMMENDATION:

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

1. Approve the First Amendment to Agreement No. 11-2976, extending the term of the Agreement from three years to five years;
2. Direct the Board Secretary to forward the Amendment to the City Council for its approval pursuant to Section 373 of the City Charter;
3. Authorize the Executive Director to execute, and the Board Secretary to attest to said Amendment for and on behalf of the Board upon City Council approval;
4. Find that in accordance with the City Charter Section 1022, work under subject Agreement can be performed more feasibly by an independent contractor than by City employees; and
5. Adopt Resolution No. _____.

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SUBJECT: FIRST AMENDMENT TO AGMT. NO. 11-2976 – TIME EXTENSION

DISCUSSION:

Background – Since May 19, 2011, AECOM has provided construction management support for the South Wilmington Grade Separation project (Project) starting with a constructability review of the plans. The scope of the Project includes construction of a grade separation structure linking Harry Bridges Boulevard, Pier A Street, and Fries Avenue with a proposed new entrance to the Trans Pacific Container Service Corp. (TraPac) Terminal. The structure will consist of 2,300 lineal feet of prestressed, cast-in-place concrete box girders on seven-foot diameter concrete columns, built on footings supported by 24-inch diameter precast/prestressed concrete piles. Abutments will also be supported by 24-inch diameter precast/prestressed concrete piles. Approaches to the bridge will utilize 32,000 square feet of mechanically stabilized earth (MSE) retaining walls. The Project will be constructed in areas that have a large number of petroleum, gas, and other underground lines that will be relocated, where necessary. The Project will be built over the Pier A Street Rail Yard entrance track, which is frequently used for switching purposes, and over the San Pedro mainline railroad track, which is used several times a day. Both will remain active during construction activities.

On May 19, 2011, the Board approved Agreement No. 11-2976 with AECOM to provide construction management services for the aforementioned project for three years and a maximum compensation of \$3,836,300. As of August 31, 2012, \$53,215 has been spent.

Bids for the Project were opened on September 6, 2012; however, the Board rejected all bids at the September 20, 2012 meeting. The Project was subsequently re-advertised. Bids for the Project will be received in October 2012 and the contract is anticipated to be submitted to the Board for award considerations on November 1, 2012.

Reasons for the Amendment – The existing Agreement No. 11-2976 will expire on May 19, 2014. Award of the Project has been delayed since the Agreement was executed. If awarded, construction is expected to be completed in February 2015, which is eight months beyond the contract expiration date of the Agreement. Therefore, the Amendment (Transmittal 1) for the two-year extension from three years to five years will be necessary to provide construction management support through the construction, and post construction phases of the Project.

The original Small Business Enterprise (SBE) percentage for this Agreement was 25%. To date, the consultant has achieved an SBE percentage of 0% because only limited constructability review in the total amount of \$53,215 has been performed to date by AECOM. Consultant will be required to comply with the 25% SBE requirement of the Agreement.

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Harbor Department staff is not available to fully support this Project. Staff has also reached out to other City Departments performing these types of services and has been informed that City staff is unavailable to support these projects.

ENVIRONMENTAL ASSESSMENT:

The proposed action is approval of an amendment to Agreement No. 11-2976 with AECOM to extend the term of the Agreement by two years. As an administrative activity, the Director of Environmental Management has determined that the proposed action is exempt from the California Environmental Quality Act (CEQA) in accordance with Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.

ECONOMIC BENEFITS:

This Board action will have no employment impact.

FINANCIAL IMPACT:

On December 18, 2008, the Board approved Agreement No. 11-2976 with AECOM for construction management services for South Wilmington Grade Separation project for a three-year term for a total authorized amount of \$ \$3,836,300. As of August 31, 2012, \$53,215 has been spent.

Approval of the proposed Board item will not change the financial impact upon the Harbor Department for Fiscal Year 2012/2013, as \$983,091 is budgeted. No additional compensation is required at this time. The remaining authority for this Agreement is \$3,783,085.

Planned expenditure for the remaining term of the Agreement, if approved, is as follows:

FY 10/11:	\$ 45,170	(spent to date)
FY 11/12:	\$ 8,045	(spent to date)
FY 12/13:	\$ 983,091	
FY 13/14:	\$1,596,963	
FY 14/15:	\$1,112,987	
FY 15/16:	\$ 90,044	
Total:	\$3,836,300	

Future funding will be requested to be budgeted as part of the annual budget adoption process, upon Board approval.

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CITY ATTORNEY:

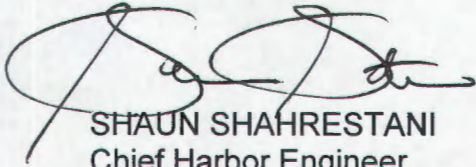
The Office of the City Attorney has reviewed and approved the First Amendment as to form and legality.

TRANSMITTAL:

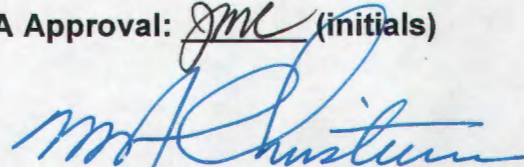
1. First Amendment between the City of Los Angeles Harbor Department and AECOM Technical Services, Inc.

FIS Approval: KR (initials)

CA Approval: JMC (initials)

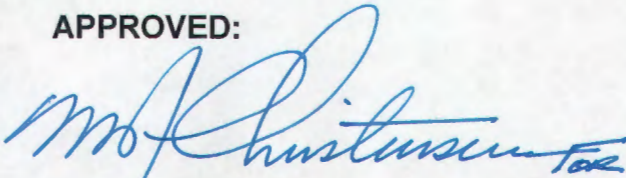


SHAUN SHAHRESTANI
Chief Harbor Engineer
Construction Division



MICHAEL R. CHRISTENSEN
Deputy Executive Director

APPROVED:



GERALDINE KNATZ, Ph.D.
Executive Director

MS:lh
A2976TimeExtension