



Executive Director's
Report to the
Board of Harbor Commissioners

DATE: MAY 31, 2012

FROM: CONSTRUCTION

SUBJECT: RESOLUTION NO. _____ - FIRST AMENDMENT TO AGREEMENT NO. 11-2995 BETWEEN THE CITY OF LOS ANGELES AND PARSONS BRINCKERHOFF, INC. (FORMERLY PB AMERICAS, INC.) FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE BERTH 200 RAIL YARD PROJECT – NAME CHANGE AND TIME EXTENSION

SUMMARY:

The existing Agreement No. 11-2995 with Parsons Brinckerhoff, Inc., located in Orange, CA, will expire on July 19, 2014, approximately the same time as the estimated completion date of the Berth 200 Rail Yard project (Project), which has been delayed to reach an agreement with third parties for pipeline utility relocations associated with this Project. The First Amendment to Agreement No. 11-2995 will extend the Agreement from three to four years. This time extension is necessary for completion of construction management services and contract closeout of the Project. No additional compensation is being requested.

RECOMMENDATION:

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

1. Approve First Amendment to Agreement No. 11-2995, changing the name of the consultant from PB Americas, Inc. to Parsons Brinckerhoff, Inc., and extending the term of the Agreement from three to four years;
2. Authorize the Executive Director to execute, and the Board Secretary to attest to said Amendment for and on behalf of the Board pending City Council approval;
3. Adopt Resolution No. _____; and
4. Direct the Board Secretary to forward the Amendment to the City Council for its approval pursuant to Section 373 of the City Charter, and Section 10.5 of the Los Angeles Administrative Code.

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DISCUSSION:

Previous Board Actions - On December 6, 2007, the Board certified the Berths 136-147 (TraPac) Container Terminal Project Environmental Impact Report (EIR). This EIR included an on-dock rail yard for TraPac, and the new Berth 200 Rail Yard project. The Project will relocate the existing Pier A Rail Yard to the backlands area of Berth 200, allowing the former Pier A Rail Yard land to be used to create an on-dock rail yard for TraPac. On February 17, 2011, the Board approved Resolution Nos. 11-7081 and 11-7082 for prequalification of bidders for construction of the Berth 200 Rail Yard project. Use of prequalified contractors will help ensure the safe, timely, and cost effective completion of the Project. On July 7, 2011, the Board approved Agreement No. 11-2995 with Parson Brinckerhoff, Inc. for construction management services for the Project for a three-year term and a maximum compensation of \$4,978,488.

When the Agreement was approved by the Board, the Board found that in accordance with Charter Section 1022, the work proposed to be contracted could be performed more economically and feasibly by an independent contractor than by City employees. Since this postponed Amendment does not add a new labor component to the work, a new 1022 determination is not required.

The Berth 200 Rail Yard Project - The Project will provide a railroad switching and classification yard for the Union Pacific Railroad, Burlington Northern Santa Fe Railroad (BNSF) Railway, and Pacific Harbor Line (PHL) Railroad at Berth 200, to replace the existing Pier A Rail Yard. The scope of work includes demolition of existing improvements, site preparation, and construction of the railroad switching and classification yard. The existing site is currently a vacant lot of approximately 28 acres of paved area surrounded by security fencing to the north, and active railroad mainline and storage yard tracks to the south. The duration of the construction contract is anticipated to be 24 months. Construction is anticipated to start in August 2012 and be completed by Fall 2014. The construction estimate for the Project is approximately \$110,000,000. The Project includes the following main components, as shown on the layout drawing (Transmittal 2) included in Agreement No. 11-2995.

Railroad Track

- Berth 200 Rail Yard (including Yards 1 & 2, engine service tracks and storage tracks): capacity: 511 - 60' cars.
- Main Line Track: approximately 20,000 track-feet.
- Proposed TraPac Terminal On-dock Yard Intermodal Yard Storage Tracks: capacity: 25 - 305' articulated container cars.

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Railroad Signalization

- Centralized Train Control (CTC) signals for mainline track improvements.

Buildings

- Yard Administration Building: approximately 8,100 square feet.
- Locomotive Service Facility: approximately 8,200 square feet.

Site Improvements

- Demolition of existing improvements, existing substructure relocation, protection and abandonment, relocation of petroleum pipelines, grading, paving, drainage, lighting, fencing. Coordination of utility removals by others.

Reasons for the Amendment – Advertising of the Project for construction was delayed until an agreement with third parties for pipeline utility relocations associated with this Project was reached and State and Federal Highway Administration approval for the Federal and State grant funding was obtained. Since July 2011, Parsons Brinckerhoff, Inc. has only been authorized to provide pre-construction services including constructability reviews for the Project. The existing Agreement No. 11-2995 will expire on July 19, 2014. First Amendment to Agreement No. 11-2995 will extend the term of the Agreement from three to four years. The time extension is necessary to allow for the continuation of construction management services through final completion of the Project punch list items and the Project close-out phase anticipated in FY 2015/16 (Transmittal 1).

The original Small Business Enterprise (SBE) percentage for Agreement No. 11-2995 was 25%. To date, the consultant has achieved an SBE percentage of 32.78%.

ENVIRONMENTAL ASSESSMENT:

The proposed action is an Amendment to Agreement No. 11-2995 to change the name of the consulting firm and extend the term of the Agreement by one year. As an administrative activity, the Director of Environmental Management has determined that the proposed action is exempt from California Environmental Quality Act (CEQA) in accordance with Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.

ECONOMIC BENEFITS:

Approval of this Amendment extending the term with no additional compensation will have no direct job impact for the five-county region.

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FINANCIAL IMPACT:

On July 7, 2011, the Board approved Agreement No. 11-2995 with Parsons Brinkerhoff, Inc. for construction management services for the Project for a three-year term and a maximum compensation of \$4,978,488.

Approval of the proposed Board item will not have a financial impact upon the Harbor Department. No additional compensation is required at this time. The remaining authority for this Agreement is \$4,910,756.

CITY ATTORNEY:

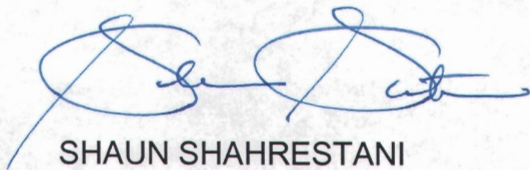
The Office of the City Attorney has reviewed and approved the First Amendment to Agreement No. 11-2995 as to form and legality on May 24, 2012.

TRANSMITTALS:

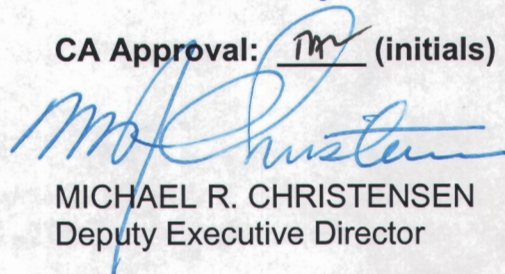
1. First Amendment between the City of Los Angeles and Parsons Brinckerhoff, Inc.
2. Berth 200 Rail Yard Layout Drawing

FIS Approval: kg (initials)

CA Approval: MC (initials)

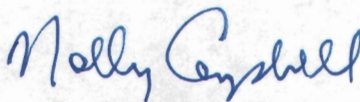


SHAUN SHAHRESTANI
Chief Harbor Engineer
Construction Division



MICHAEL R. CHRISTENSEN
Deputy Executive Director

APPROVED:


for GERALDINE KNATZ, Ph.D.
Executive Director

SS:lh
A2995 First Amendment
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