



Executive Director's
Report to the
Board of Harbor Commissioners

DATE: JULY 30, 2019

FROM: INFORMATION TECHNOLOGY

SUBJECT: RESOLUTION NO. _____ - SECOND AMENDMENT TO AGREEMENT NO. 17-3517 BETWEEN THE CITY OF LOS ANGELES HARBOR DEPARTMENT AND PETROLEUM TELCOM, INC. FOR THE PORT POLICE RADIO SYSTEM REBANDING PROJECT, PHASE I

SUMMARY:

Staff requests approval of the Second Amendment to Agreement No. 17-3517 (Second Amendment) with Petroleum Telcom, Inc. (Telcom) for the Port Police Radio System Rebanding Project, Phase I (Phase I). The proposed Second Amendment will extend Agreement No. 17-3517 by one additional year, for a total of three years, to August 31, 2020. The total not-to-exceed compensation amount is unchanged at \$1,188,724. The requested time extension is required due to the time required to obtain permits to construct the radio infrastructure.

The recommendation to enter into Agreement No. 17-3517 was based on a competitive Request for Proposals (RFP) process conducted by the City of Los Angeles Harbor Department (Harbor Department). The Harbor Department will continue to be financially responsible for payment of services rendered under the Agreement.

RECOMMENDATION:

It is recommended 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. Approve the Second Amendment to extend Agreement No. 17-3517 by one additional year, for a total duration of three years;
3. Authorize the Executive Director to execute and the Board Secretary to attest; and
4. Adopt Resolution No. _____

SUBJECT: SECOND AMENDMENT TO AGREEMENT NO. 17-3517 WITH PETROLEUM TELCOM, INC.

DISCUSSION:

Background and Context – The Middle Class Tax Relief and Jobs Creation Act of 2012 became law on February 22, 2012. The Spectrum Act provision within this law requires that the existing Port Police radio system frequencies must be vacated by February 21, 2021. Vacating the existing frequencies requires the Harbor Department to implement a new radio system with new frequencies. In order to comply with the Spectrum Act, the Information Technology Division (ITD) worked with the Federal Communications Commission (FCC) to acquire new frequencies. ITD received FCC approval for four new 700-Mhz frequencies on October 12, 2016. Phase I includes a limited radio system to comply with the FCC service requirements for these new frequencies. Phase I also includes the related radio infrastructure, such as the towers, antennas, repeater stations, power systems, shelters, accessories, materials and services.

At its meeting on August 17, 2017, the Board approved Agreement No. 17-3517 with Telcom for Phase I. Agreement No. 17-3517 was for a duration of one year and a not-to-exceed compensation amount of \$1,188,724. During this first year, the limited radio system was put into service to comply with FCC service requirements for the new frequencies. However, delays in obtaining federal and state approvals delayed the work for the related radio infrastructure.

At its meeting on April 4, 2018, the Board approved the First Amendment to Agreement No. 17-3517, which extended the Agreement by one year to a total of two years. The not-to-exceed compensation amount was unchanged. During this one year extension, two of the three radio infrastructure sites were completed. However, the third site is still pending federal approval. Port staff and the Telcom consultants have submitted the required plans and are actively working with the U.S. Coast Guard to obtain federal approval.

Second Amendment – The proposed Second Amendment will extend Agreement 17-3517 for one additional year, for a total of three years, to August 31, 2020. The not-to-exceed compensation amount is unchanged at \$1,188,724. The one-year extension is needed to complete the radio infrastructure at the third and final site located at the Marine Exchange. Installation is expected to be completed in approximately four months following federal approval.

ENVIRONMENTAL ASSESSMENT:

The proposed action is the approval of a proposed Second Amendment to extend Agreement No. 17-3517 by one additional year, which is an administrative 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.

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FINANCIAL IMPACT:

Approval of the proposed Second Amendment with Telcom authorizes the IT Division to extend the Port Police Radio System Rebanding Project, Phase I by one additional year, for a total of three years, with no change in the not-to-exceed compensation amount of \$1,188,724.

Fiscal Year 2019/20 funding for the Agreement is available in the Harbor Department capital budget, Work Order 2542000, Account 59994, Center 1179, Program 641. Spending has occurred and is anticipated to occur as summarized within the table below:

Fiscal Year	TOTAL
2017/18	\$ 308,550
2018/19	\$ 361,107
2019/20	\$ 402,292
2020/21	\$ 116,775
TOTAL	\$ 1,188,724

Future Fiscal Year funds will be requested as part of the annual budgeting process, subject to Board approval. A Termination for Non-Appropriation of Funds Clause (also known as a Funding Out Clause) is included in the Agreement.

Office space for one to three consultants will be used intermittently within the Harbor Department office space reserved for the IT Division. This office space will be used only when on-site work is required. Staff will not be displaced.

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CITY ATTORNEY:

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

TRANSMITTAL:

1. Second Amendment with Petroleum Telcom, Inc.

FIS Approval: MB

CA Approval: JME



LANCE KANESHIRO
Chief Information Officer



THOMAS E. GAZSI
Chief of Public Safety and
Emergency Management

APPROVED:

 FOR

EUGENE D. SEROKA
Executive Director

LK:lk