

DATE: JULY 9, 2024

FROM: ENGINEERING

SUBJECT: RESOLUTION NO. _____ - FIRST AMENDMENT TO AGREEMENT NO. 22-9899 BETWEEN THE CITY OF LOS ANGELES HARBOR DEPARTMENT AND AECOM TECHNICAL SERVICES, INC. FOR ON-CALL ENGINEERING SERVICES

SUMMARY:

Staff requests approval of the First Amendment to Agreement No. 22-9899 (Agreement) between the City of Los Angeles Harbor Department (Harbor Department) and AECOM Technical Services, Inc. (AECOM) to continue to provide on-call engineering services supporting the Harbor Department's Capital and Maintenance Improvement Programs.

The proposed First Amendment will increase compensation by \$2,000,000, from the current budget of \$5,000,000 to \$7,000,000. The three-year term will remain the same.

The Harbor Department will continue to be financially responsible for payment of expenses incurred 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) in accordance with Article II Section 2(f) of the Los Angeles City CEQA Guidelines;
2. Find that in accordance with the City Charter Section 1022, work under the subject Agreement can be performed more feasibly by an outside contractor than by City employees;
3. Approve the First Amendment to Agreement No. 22-9899 between the City of Los Angeles Harbor Department and AECOM Technical Services, Inc.;

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FOR ON-CALL ENGINEERING SERVICES**

4. Authorize the Executive Director to execute and the Board Secretary to attest to said Amendment for and on behalf of the Board; and
5. Adopt Resolution No. _____.

DISCUSSION:

Background and Context

On November 3, 2022, the Board approved the original Agreement with AECOM for a not-to-exceed amount of \$5,000,000 over a term of three years.

The Harbor Department is implementing the enhancement and modernization of its facilities and cargo handling ability through terminal infrastructure improvements, operational changes requested by customers, and facility development. The Harbor Department requires AECOM's continued expertise to supplement the efforts of engineering staff, meet current project schedules, perform the required work, continue to serve our current and growing customer base, and respond to grant funding requirements.

Terms

The proposed First Amendment will increase compensation by \$2,000,000 from the current budget of \$5,000,000 to \$7,000,000. The three-year term will remain the same.

Services to be Performed

AECOM will continue to provide engineering services in support of the Engineering Division's responsibility to prepare plans, specifications, and estimates (PS&E) for development on Harbor Department controlled property. This includes all capital and maintenance work on the 3,500 acres of land and 4,000 acres of water, 43 miles of waterfront, facilities serving over 40 shipping and cruise lines, 26 cargo terminals, and the World Cruise Center. In addition, AECOM supports the Engineering Division's responsibility to provide engineering services to maintain all the above Harbor Department assets and to review plans prepared by customers for work they perform on Harbor Department property.

All work will continue to be initiated by project directives which will define the scope of work, maximum cost, schedule, terms of payment, deliverables, work site, personnel or sub-consultants to be utilized, Small Business Enterprise (SBE) and Very Small Business Enterprise (VSBE) participation, and other pertinent details.

All project directives require Executive Director approval. AECOM will only be compensated for work completed; any unused funds at the end of the contract term will remain with the Harbor Department.

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Contract Requirements

The First Amendment to the Agreement is in conformance with both the City Service Contract Worker Retention and Living Wage Ordinances.

Throughout the term of the Agreement, AECOM will maintain compliance with the City of Los Angeles' contracting requirements. AECOM's overall subconsultant business enterprise proposal is a combined participation of 25.0% for Small Business Enterprise (SBE) and Very Small Business Enterprise (VSBE). This participation represents \$1,750,000 in services going to these various small business enterprises.

ENVIRONMENTAL ASSESSMENT:

The proposed action is the approval of the First Amendment to the Agreement between the Harbor Department and AECOM to continue to provide on-call engineering services supporting Capital and Maintenance Improvement Programs, 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.

FINANCIAL IMPACT:

Approval of the First Amendment will increase the total not-to-exceed amount by \$2,000,000 from \$5,000,000 to \$7,000,000. If the First Amendment is approved, spending under the Agreement is expected to occur as follows:

Fiscal Year (FY)	Amount
Prior Years:	\$2,000,000
FY 2024/2025:	\$3,500,000
FY 2025/2026	\$1,500,000
Total	\$7,000,000

FY 2024/2025 funding in the amount of \$3,500,000 is available within Account 54220, Center 1900, 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.

CITY ATTORNEY:

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


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TRANSMITTALS:

1. First Amendment to Agreement No. 22-9899

FIS Approval: JS (initials)

CA Approval: SO (initials)



JAMES C. BROWN, P.E.
Chief Harbor Engineer



DINA ARYAN-ZAHLAN, P.E.
Deputy Executive Director

APPROVED:

Erica M. Calhoun for

EUGENE D. SEROKA
Executive Director

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