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Executive Director

RESOLUTION NO. 25828

WHEREAS, on recommendation of Management, there was presented for approval, First Amendment to Contract DA-4761 with Gruen Associates to extend the term through February 3, 2018 providing continued design services for various capital improvements at Los Angeles International Airport; and

WHEREAS, Contract DA-4761 was awarded in October 2012 and expires on February 3, 2016. The current contract capacity is $10,000,000 and funds are appropriated on a project-specific basis. To date, the Board of Airport Commissioners has appropriated $5,040,000 for design and construction administration services and $4,960,000 remains in the contract capacity; and

WHEREAS, Gruen Associates completed design on their assigned tasks. However, construction was delayed on some projects due to coordination and logistical requirements to phase the work and lessen guest disruptions. A significant amount of work designed by Gruen Associates was also delayed due to substantial tenant and concessionaire work in the terminals. As a result, construction on some work will extend past Gruen Associates' original contract term which ends February 3, 2016. None of the work designed by Gruen Associates was delayed due to performance issues or change orders; and

WHEREAS, Gruen Associates did not anticipate performing work assigned beyond the original contract term and they requested an adjustment to their original multiplier rate of 2.54. Gruen Associates provided an independent audit report recently prepared for the Los Angeles County Metropolitan Transportation Authority which indicated an increase in their overhead rate. Based on this audit, staff recommends Gruen Associates' multiplier rate be changed to 2.71; and

WHEREAS, the following summarizes the scope of work for the remaining two (2) projects which Gruen Associates' services are still needed and justification for extending their contract until February 3, 2018:

- Information Technology/ Minimum Point of Entry (IT/MPOE) Rooms
  Gruen Associates is the Architect and Engineer of Record and provided the design services for the IT/MPOE project. This included the architectural, electrical, mechanical and fire alarm design for thirteen rooms located in Terminals 4, 5, 6, 7 & 8. Gruen Associates is needed for continued construction administration services during the construction phase of this work. Project construction began in May 2015 with completion scheduled in May 2017. The appropriation required for this work is $550,440.

- Terminal 6 Electrical Upgrade
  Gruen Associates is the Architect and Engineer of Record and provided the design services for the Terminal 6 Electrical Upgrade project. This included space planning, engineering and renovation of electrical rooms and electrical equipment, as well as electrical distribution and connectivity. Gruen Associates is needed for construction administration services during the construction phase of this work. Construction began in November 2014 with completion scheduled in January 2017. The appropriation required for this work is $366,960; and

WHEREAS, this action, as a continuing administrative activity, is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Article II Section 2(f) of the Los Angeles City CEQA Guidelines; and

WHEREAS, Gruen Associates is required by contract to comply with the provisions of the Living Wage Ordinance; and

WHEREAS, Procurement Services Division has reviewed this action (File 5631) and established a 20% combined Minority/Women Business Enterprise (M/WBE) level of participation for this project. Gruen Associates proposed 25% combined M/WBE levels of participation and has achieved 47.66% participation to date; and

WHEREAS, Gruen Associates is required by contract to comply with the provisions of the Affirmative Action Program; and

WHEREAS, Gruen Associates has been assigned Business Tax Registration Certificate 0000239306-0001-6; and

WHEREAS, Gruen Associates is required by contract to comply with the provisions of the Child Support Obligations Ordinance; and

WHEREAS, Gruen Associates has approved insurance documents, in the terms and amounts required, on file with LAWA; and

WHEREAS, pursuant to Charter Section 1022, staff determined the work specified on the contract can be performed more feasibly or economically by an independent contractor than by City employees; and

WHEREAS, Gruen Associates has submitted the Contractor Responsibility Program Pledge of Compliance, and will comply with the provisions of said program; and

WHEREAS, Gruen Associates has been determined by the Public Works, Office of Contract Compliance, to be in compliance with the provisions of the Equal Benefits Ordinance; and

WHEREAS, Gruen Associates will be required to comply with the provisions of the First Source Hiring Program for all non-trade LAX jobs; and

WHEREAS, Gruen Associates has submitted Bidder Contributions City Ethics Commission Form 55, and will comply with its provisions; and

WHEREAS, actions taken on this item by the Board of Airport Commissioners will become final pursuant to the provisions Los Angeles City Charter Section 373;

NOW, THEREFORE, BE IT RESOLVED that the Board of Airport Commissioners determined that this action is exempt from the California Environmental Quality Act requirements; adopted the Staff Report; found that this action is being taken pursuant to Charter Section 371(e)(10) because competitive bidding would be undesirable, impracticable or impossible; approved the First Amendment to Contract DA-4761 with Gruen Associates to extend the term through February 3, 2018; further approved an increase in the multiplier rate to 2.71; appropriated and allocated capital funds in the not-to-exceed amount of $917,400 from the LAX Revenue Fund to Work Breakdown Structure (WBS) Elements 1.13.14-700 (Terminal MPOE & IT Room Expansion Program), and to WBS 1.13.18-700 (T6 Infrastructure Upgrades) as may be required; and authorized the Executive Director to execute said First Amendment upon approval as to form by the City Attorney and upon approval by the Los Angeles City Council.

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I hereby certify that this Resolution No. 25828 is true and correct, as adopted by the Board of Airport Commissioners at its Regular Meeting held on Thursday, November 5, 2015.

Sandra J. Miller – Secretary
BOARD OF AIRPORT COMMISSIONERS