

0150-11658-0000

**TRANSMITTAL**

TO The Council	DATE 11/16/20	COUNCIL FILE NO.
FROM The Mayor	COUNCIL DISTRICT 5,11	

**Board of Public Works proposed twenty-third amendment with the Los Angeles Conservation Corps to provide funding for tree planting and maintenance services as part of the Interstate 405 Widening Mitigation Project.**

Transmitted for consideration. This contract is exempt from the June 24, 2020, Mayor's Cost Containment Measures and authorized for execution, subject to the approval of the Council. See the City Administrative Officer report attached.



(Ana Guerrero for)

MAYOR

RHL:BA:06200127t

**Report From**  
**OFFICE OF THE CITY ADMINISTRATIVE OFFICER**  
**Analysis of Proposed Contract**  
(\$25,000 or Greater and Longer than Three Months)

To: The Mayor	Date: 09-01-20	C.D. No. 5,11	CAO File No.: 0150-11658-0000				
Contracting Department/Bureau: Board of Public Works		Contact: Paul Racs (213) 978-0229					
Reference: Board of Public Works report transmittal dated May 26, 2020; request for report from Mayor's Office on June 4, 2020							
Purpose of Contract: To provide funding for tree planting and maintenance services as part of the Interstate 405 Widening Mitigation Project							
Type of Contract: ( ) New contract (X) Amendment, Contract No. C-124509		Contract Term Dates: August 1, 2014 through December 31, 2022					
Contract/Amendment Amount: \$ 89,958.39							
Proposed amount \$89,958.39 + Prior award(s) \$14,215,010.76 = Total \$14,304,969.15							
Source of funds: Los Angeles County Metropolitan Transportation Authority Funds							
Name of Contractor: Los Angeles Conservation Corps							
Address: 1400 N. Spring Street Los Angeles, CA 90012							
	Yes	No	N/A	Contractor has complied with:	Yes	No	N/A
1. Council has approved the purpose	X			8. Business Inclusion Program			X
2. Appropriated funds are available	X			9. Equal Benefits & First Source Hiring Ordinances	X		
3. Charter Section 1022 findings completed	X			10. Contractor Responsibility Ordinance	X		
4. Proposals have been requested	X			11. Disclosure Ordinances	X		
5. Risk Management review completed	X			12. Bidder Certification CEC Form 50	X		
6. Standard Provisions for City Contracts included	X			13. Prohibited Contributors (Bidders) CEC Form 55	X		
7. Workforce that resides in the City: n/a %				14. California Iran Contracting Act of 2010	X		


**RECOMMENDATION**

That the Mayor and Council authorize the Executive Officer of the Board of Public Works, or designee, to execute a twenty-third amendment with the Los Angeles Conservation Corps to provide funding for tree planting and maintenance services as part of the Interstate 405 Widening Mitigation Project, for an additional amount of \$89,958.39 for a total cost not-to-exceed \$14,304,969.15, subject to the approval of the City Attorney as to form.

**SUMMARY**

The Office of Community Beautification (OCB) within the Board of Public Works (Board) contracts with various community-based non-profit organizations to provide graffiti removal and supplemental community beautification services. The Los Angeles Conservation Corps (LACC) is one of the community-based non-profit organizations under contract with OCB, providing services throughout the City. The LACC employs youth and young adults in various programs to provide these services, which helps them gain environmental work experience, and build their employment skills throughout their time with LACC.

On August 1, 2014, the Board of Public Works (Board) entered into a contract (C-124509) with LACC to provide community beautification services. The initial contract had a term from August 1, 2014 through June 30, 2017 and compensation of \$1,125,000. Following the 4<sup>th</sup> amendment extending the

Bret Avrashow		
BA	Analyst	06200127
		City Administrative Officer

term beyond three years, the City Council approved the contract (C.F. 14-1649). Therefore, all amendments to the contract require Council approval. There have been twenty-two amendments in total that have increased the contract ceiling by \$12,327,494.50 for a new total compensation of \$14,215,010.76.

As part of the I-405 Freeway widening project, contractors for the Los Angeles County Metropolitan Transportation Authority (Metro) removed 331 trees from the City of Los Angeles's (City) right-of-way. Metro and the City entered into a Letter of Agreement (LOA) that requires Metro to pay \$709,825 for replacement of the removed 331 trees, an additional 33 trees planted, and watering for three years. Starting in 2015, Metro made 4 deposits that total the required \$709,825 into the Public Works Trust Fund and the Board has used those deposits to pay for LACC's services pertaining to the new trees.

The Board is requesting authority to execute a thirty-third amendment with the Conservation Corps to increase the total contract cost by \$89,958.39 for at a new total cost not-to-exceed of \$14,304,969.15 in order to pay LACC for work completed pertaining to the above-referenced LOA. There is no additional time requested as part of this amendment. Funding is provided by Metro. As of August 2020, a total of \$11,887,123.77 has been encumbered, with \$2,327,886.99 is unencumbered.

The attached Board report provides further detail on the proposed contract amendment (Attachment). This Office has confirmed that the recommended contractor has submitted the required documentation in compliance with City contracting policies.

### **Cost Containment Memo Compliance**

The Mayor's Fiscal Year 2020-21 Cost Containment Measures Memo directed all departments to suspend executions of new contracts and the expansion of existing contracts in 2020-21, with limited exceptions. This Office recommends an exception for this amendment since the tree planting and maintenance activities are paid for by Metro funds on deposit with the City and the work is completed.

### **FISCAL IMPACT STATEMENT**

There is no General Fund impact. The funding for the proposed amendment is provided by a deposit of funds from Metro in the Public Works Trust Fund.

### **FINANCIAL POLICIES STATEMENT**

The recommendations in this report comply with the City's Financial Policies in that current year revenues are used for current year expenses.

Attachment: Board of Public Works Report dated May 26, 2020

BOARD OF PUBLIC WORKS  
MEMBERS

KEVIN JAMES  
PRESIDENT

AURA GARCIA  
VICE PRESIDENT

DR. MICHAEL R. DAVIS  
PRESIDENT PRO TEMPORE

JESSICA CALOZA  
COMMISSIONER

M. TERESA VILLEGAS  
COMMISSIONER

# CITY OF LOS ANGELES

CALIFORNIA



ERIC GARCETTI  
MAYOR

OFFICE OF THE  
BOARD OF PUBLIC WORKS

DR. FERNANDO CAMPOS  
EXECUTIVE OFFICER

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ROOM 361, CITY HALL  
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May 26, 2020

BPW-2020-0352

The Honorable Mayor Garcetti  
City Hall – Room 320  
Los Angeles, CA 90012  
Attn: Heleen Ramirez

## CONTRACT AMENDMENT - LOS ANGELES CONSERVATION CORPS - INTERSTATE 405 WIDENING MITIGATION PROJECT

As recommended in the accompanying report of the Director of the Office of Community Beautification, which this Board has adopted, the Board of Public Works (Board) recommends that the Mayor:

1. AUTHORIZE the Board of Public Works to give authority to the Office of Community Beautification to execute a contract amendment with the Los Angeles Conservation Corps in the amount of \$89,958.39; and
2. AUTHORIZE the President of the Board of Public Works, or two Commissioners be authorized to sign and execute the contract amendment.

(C-124509)

Sincerely,

DR. FERNANDO CAMPOS,  
Executive Officer, Board of Public Works

FC:lc



AS AMENDED

## DEPARTMENT OF PUBLIC WORKS

BOARD OF PUBLIC WORKS  
OFFICE OF COMMUNITY BEAUTIFICATION  
REPORT NO. 1

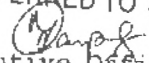
MAY 26, 2020

COUNCIL DISTRICTS: 5, 11

ADOPTED BY THE BOARD  
PUBLIC WORKS OF THE CITY  
of Los Angeles California

MAY 26 2020

AND REFERRED TO THE MAYOR

  
 Executive Officer  
 Board of Public Works
REQUEST TO EXECUTE CONTRACT AMENDMENT WITH THE LOS ANGELES  
CONSERVATION CORPS TO PROVIDE FUNDING FOR TREE PLANTING AND MAINTENANCE  
SERVICES AS PART OF THE INTERSTATE 405 WIDENING MITIGATION PROJECT.Recommendations

1. That the Board of Public Works authorizes the Office of Community Beautification to execute a contract amendment with the Los Angeles Conservation Corps (C-124509) in the amount of \$89,958.39.
2. That the President of the Board of Public Works, or two Commissioners be authorized to sign and execute the contract amendment.

Transmittals

1. Copy of Council File 17-0600-S114 (Mid-Year Financial Status Report)-Page 13 Recommendation #20.
2. Copy of Council File 19-0600-S172 (Mid Year FSR)-Pages 30-31

Background

Between April 2010 and March 2014, during the I-405 Freeway widening project, near Sepulveda Blvd., contractors for the Los Angeles County Metropolitan Transportation Authority (LACMTA) removed a total of 312 trees from the City of Los Angeles's (City) right-of-way. The removal of these 312 trees requires LACMTA to replace them with 842 new trees. On July 24, 2015, the Board of Public Works was authorized to execute a Letter of Agreement (LOA) No. C-126149 between the City of Los Angeles, Community Partners for City Plants and LACMTA as mitigation for tree removal associated with the I-405 Freeway Widening project and to provide funding in the amount of \$709,825 to carry out the proposed replanting tree project for a period of three years. This settlement mitigated the removal of and provided funding to replant 331 trees, including 33 replacement trees.

Pursuant to LOA No. C-126149, the LACMTA was required to remit two payments in the aggregate total of \$444,670 to pay for the following services:

- Procurement, delivery, and replanting of 331 trees;
- Concrete Cuts for 110 tree wells in corridors (note: 221 trees not attached to concrete cuts will be planted in open parkways, likely in front of the homes of residents who agree to take a tree);

- Watering Services for Year One Only (33 visits per tree per year).
- The 2018-19 Mid-Year Financial Status Report authorized the transfer of \$143,090 from the Public Works Trust Fund to the Board of Public Works Contractual Services Account for a continuation of planting and maintenance services. Of that amount only \$53,131.61 was actually received. The remaining amount of \$89,958.31 was authorized for transfer as part of the 2019-20 Mid-Year Financial Status Report.

**Status of Contract**

Contract No. C-124509 with the Los Angeles Conservation Corps for tree planting services was originally executed in August 2014, and extends through December 31, 2022 with a Scope of Work that includes the purchase, care, delivery and planting of trees with the City of Los Angeles.

This contract contains a "Financial Liability Clause", which states that "The City's liability under this contract shall only be to the extent of the present City appropriation to fund the contract. However, if the City shall appropriate funds for any succeeding years, the City's liability shall be extended to the extent of such appropriation, subject to terms and conditions of the contract".

**Status of Funding**

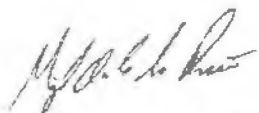
Payment in the amount of \$53,131.61 was received from LACMTA in May 2018. Additional funding in the amount of \$89,958.39 was received this year and funds have been deposited into the Public Works Contractual Services Account, Fund 100-Department 74-Account No. 3040. Therefore funding is available. The following funding has been verified and approved by the Director of the Office of Accounting subject to the conditions described above:

Fund Number	Appropriation Unit Number	Contractor/Contract Number	Amount
100-Dept 74	003040	LACC C-124509	\$89,958.39

*The Tran*  
 5/15/20

Statement as to Funds approved by:

Respectfully Submitted,



Miguel De La Pena, Director  
 Office of Accounting  
 Fund Ref: 100/74/003040/\$89,958.39



Paul Racs, Director  
 Office of Community Beautification

Date: 05/15/2020

HOLLY L. WOLCOTT  
CITY CLERK

City of Los Angeles  
CALIFORNIA

OFFICE OF THE  
CITY CLERK

SHANNON D. HOPPE  
EXECUTIVE OFFICER



ERIC GARCETTI  
MAYOR

Council and Public Services Division  
200 N. SPRING STREET, ROOM 395  
LOS ANGELES, CA 90012  
GENERAL INFORMATION - (213) 978-1133  
FAX: (213) 978-1040

PATRICE Y. LATTIMORE  
DIVISION MANAGER

CLERK.LACITY.ORG

When making inquiries relative to  
this matter, please refer to the  
Council File No.: 17-0600-S114

OFFICIAL ACTION OF THE LOS ANGELES CITY COUNCIL

May 15, 2019

**Council File No.:** 17-0600-S114  
**Council Meeting Date:** May 14, 2019  
**Agenda Item No.:** 4  
**Agenda Description:** BUDGET AND FINANCE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Administrative Code (LAAC) to establish the Certified Access Specialist Certification and Training Fund.

**Council Action:** BUDGET AND FINANCE COMMITTEE REPORT AND ORDINANCE - ADOPTED

**Council Vote:**

YES	BLUMENFIELD	YES	HUIZAR	YES	PRICE
YES	BONIN	YES	KORETZ	YES	RODRIGUEZ
YES	BUSCAINO	YES	KREKORIAN	YES	RYU
YES	CEDILLO	YES	MARTINEZ	YES	SMITH
YES	HARRIS-DAWSON	YES	O'FARRELL	YES	WESSON

HOLLY L. WOLCOTT  
CITY CLERK

Pursuant to Charter/Los Angeles Administrative Code Section(s): 250

FILE SENT TO MAYOR: 05/15/2019

LAST DAY FOR MAYOR TO ACT: 05/28/2019

APPROVED

\*DISAPPROVED

\*VETO

Mayor

05/19/2019

DATE SIGNED

Adopted Report(s)

Title	Date
Final Ordinance No. 186135	06/30/2019
Report from Budget and Finance Committee	04/15/2019

- B. Decrease appropriations in the amount of \$100,000 from the Housing and Community Investment Department Fund No. 100/43, Account 001010, Salaries General;

Mayor

- 17. Revert Recommendation 2b relative to a \$15,000 appropriation of the June 21, 2017 Council action (C.F. 17-0605), relative to the acceptance of the Fiscal Year 2016 Training and Services to End Violence Against Women with Disabilities (FY16 OVW Disabilities) Grant; and, transfer the appropriation in the amount of \$15,000 from the Mayor Fund 100/46, Account 002130, Travel, to increase the FY16 OVW Training and Services for Women with Disabilities Grant Fund No. 59M/46, Account 46N213, Travel, by a like amount, to reconcile FY18 budgetary appropriations to available grant funds;

City Planning

- 18. Relative to the Planning Case Processing Fund No. 52D/68 revenue shortfall for the City Planning Department No. 68:
  - A. Reduce appropriations in the amount of \$3,320,500 from the Planning Case Processing Fund No. 52D/68 to the City Planning Department Fund No. 100/68, Account No. 001010, Salaries General; and,
  - B. Reduce appropriations in the amount of \$3,320,500 within Fund No. 52D/68, Account No. 68168P, City Planning.

Police

- 19. Rescind two transfers in the First FSR (C.F. 17-0600-S113) from Police Department Grant Fund 339/70, Account 70N170, Police (2016 Internet Crimes Against Children CalOES, C.F. 14-1729 and 2015-17 Internet Crimes Against Children Trust Fund, C.F. 16-0978) included in Attachment 5 (page 1) of the First FSR and replace them with new actions noted in Attachment 3 of this report to reflect the correct grant amounts to be transferred.

Public Works-Board

- 20. Upon receipt of a third installment payment from the Los Angeles County Metropolitan Transportation Authority, per Letter of Agreement No. C-126149, authorize the Controller to transfer \$143,090 from the Public Works Trust Fund No. 834/50, to the Board of Public Works Fund No. 100/74, Account 003040, Contractual Services to settle and mitigate I-405 tree removal and fund tree replacements;
- 21. Decrease the Adopted Revenue for the Board of Public Works, Fund 100/74, Revenue Source 5361, Measure M Related Cost Reimbursement, by \$95,503, and increase the Department of Transportation Fund No. 100/94, Revenue Source 5361, Measure M Related Cost Reimbursement by \$95,503 due to the transfer of a position to the Department of Transportation;

HOLLY L. WOLCOTT  
CITY CLERK

PETTY F. SANTOS  
EXECUTIVE OFFICER

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PATRICE Y. LATTIMORE  
DIVISION MANAGER

CLERK.LACITY.ORG

When making inquiries relative to  
this matter, please refer to the  
Council File No.: 19-0600-S172

OFFICIAL ACTION OF THE LOS ANGELES CITY COUNCIL

December 12, 2019

**Council File No.:** 19-0600-S172  
**Council Meeting Date:** December 11, 2019  
**Agenda Item No.:** 55  
**Agenda Description:** COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to the Second Financial Status Report for Fiscal Year 2019-20.

**Council Action:** BUDGET AND FINANCE COMMITTEE REPORT - ADOPTED FORTHWITH

**Council Vote:**

YES	BLUMENFIELD	ABSENT	HUIZAR	YES	O'FARRELL
YES	BONIN	ABSENT	KORETZ	ABSENT	PRICE
YES	BUSCAINO	YES	KREKORIAN	YES	RODRIGUEZ
YES	CEDILLO	ABSENT	LEE	YES	RYU
YES	HARRIS-DAWSON	YES	MARTINEZ	YES	WESSON

HOLLY L. WOLCOTT  
CITY CLERK

Pursuant to Charter/Los Angeles Administrative Code Section(s): 341

FILE SENT TO MAYOR:	<input type="text" value="12/12/2019"/>
LAST DAY FOR MAYOR TO ACT:	<input type="text" value="12/23/2019"/>

APPROVED     
  \*DISAPPROVED     
  \*VETO

Mayor

12/13/2019  
DATE SIGNED

Adopted Report(s)

**Title**

**Date**

Report from Budget and Finance Committee

12/09/2019

### Bridge Housing Site Security

The Department is requesting the transfer of \$5.0 million from the Unappropriated Balance to the Department's Sworn Overtime account to provide dedicated uniformed patrols in the surrounding neighborhoods of existing and specific new Bridge Housing sites through the end of the fiscal year. This funding was included in the Unappropriated Balance of the 2019-20 Adopted Budget under Police Department Sworn Overtime – Homelessness Initiatives.

This Office recommends the following transactions at this time:

- Transfer \$1,000,000 from the Department's Contractual Services account to the Office and Administrative account to pay for the annual cost of Microsoft software licenses.
- Transfer \$5,000,000 from the Unappropriated Balance to the Department's Sworn Overtime account to provide dedicated uniformed patrols in the surrounding neighborhoods of existing and specific new Bridge Housing sites through the end of the fiscal year.
- Transfer \$554,800 from the Department's Sworn Salaries account to the Contractual Services account to pay the Los Angeles County Metropolitan Transportation Agency (LACMTA) for the City's share of costs to deploy officers to the MacArthur Park/Westlake subway station in accordance with the Station Retail Community Vendor Market Permit issued by LACMTA.
- As part of the Citywide budget reduction exercise, this Office recommends that the Police Department defer the replacement of black and white vehicles to generate \$5,000,000 in savings to offset current-year overspending.

### Impact to Services

*The Police Department reports that the potential impact is an increase in the out-of-service time for existing vehicles.*

## **X. Public Works/Board**

### **Attachment 5 – Transfers between Departments and Funds**

The previously reported year-end overspending of \$672,310 has been reduced to \$114,505, which is comprised of General Fund over-expenditures of \$160,713 and a special fund surplus of \$46,208. This reduction is a result of revised calculations on salary payouts. This Office will continue to monitor and report on the status of these over-expenditures as more data becomes available.

There are no significant changes to the Board's revenue budget and the Board anticipates meeting its \$6.2 million General Fund revenue budget by year end.

This Office recommends the following transactions at this time:

- Transfer \$89,958.39 from the Public Works Trust Fund's PW-Board Office account to the Board's Contractual Services account for the purchase, delivery, and planting of trees for the I-405 Tree Removal Mitigation and Tree Replacement Project (C.F. 17-0600-S114 and 18-0848).
- Transfer \$175,000 from the Sewer Construction and Maintenance Fund to the Board's General Salaries account to address the increased accounting workload attributed to the Emergency Sewer Repair Program.

**Y. Public Works/Bureau of Contract Administration  
No Recommendation**

The previously reported net year-end surplus of approximately \$1.0 million (\$429,346 in General Fund and \$593,412 in special funds) has increased to approximately \$3.9 million (\$277,862 in General Fund and \$3.7 million in special funds). This increase is attributed to reductions in hiring, which is based on a reduced demand for construction inspection services for special funded projects. This surplus may change as the Bureau receives updated work schedules and project information. The Bureau previously reported over-expenditures of \$640,000 in the Sewer Capital Fund. This Office is currently verifying this amount and will report back with recommendations to address this issue in subsequent FSRs.

This Office previously reported a \$450,000 revenue shortfall in the Bureau's General Fund revenue budget of \$32.9 million. The Bureau now projects a year-end revenue shortfall of \$1.7 million due to a reduced demand for construction inspection services from the Port of Los Angeles, Los Angeles World Airports, and several other projects that reimburse the General Fund for these services.

No actions are recommended at this time and this Office will continue to monitor and report back on the status of these issues in subsequent FSRs.

**Z. Public Works/Bureau of Engineering  
Attachment 4 – Transfers between Accounts within Departments and Funds  
Attachment 5 – Transfers between Departments and Funds**

The previously reported net year-end surplus of \$4.4 million has increased to \$6.5 million. This surplus is mainly attributed to special fund vacancies, primarily in the Sewer Capital Fund, Stormwater Pollution Abatement Fund, Special Gas Tax Improvement Fund, and Proposition C Anti-Gridlock Improvement Fund.