

0150-11209-0000

TRANSMITTAL

TO David H. Wright, General Manager Department of Water and Power	DATE	COUNCIL FILE NO.
FROM The Mayor	COUNCIL DISTRICT	

**CROSSING STIPULATION LETTER BETWEEN THE LOS ANGELES DEPARTMENT OF
WATER AND POWER AND MOJAVE PIPELINE
COMPANY LLC**

Approved and transmitted for further processing including Council consideration.
See the City Administrative Officer report attached.

MAYOR

REPORT FROM

OFFICE OF THE CITY ADMINISTRATIVE OFFICER

Date: October 4, 2018

CAO File No. 0150-11209-0000

Council File No.

Council District:

To: The Mayor

From: Richard H. Llewellyn, Jr., City Administrative Officer

Reference: Communication from the Department of Water and Power dated July 30, 2018

Subject: **CROSSING STIPULATION LETTER BETWEEN THE LOS ANGELES
DEPARTMENT OF WATER AND POWER AND MOJAVE PIPELINE
COMPANY LLC**

RECOMMENDATION

That the Mayor:

1. Approve the proposed resolution authorizing the Los Angeles Department of Water and Power (LADWP) to (i) execute a Crossing Stipulation Letter with Mojave Pipeline Company, LLC for the purpose of crossing their existing pipeline easement for the new Barren Ridge Renewable Transmission Project, (ii) provide indefinite indemnification to Mojave Pipeline Company, LLC against claims resulting from LADWP activities on the property; and,
2. Return the proposed resolution to the Department for further processing, including Council consideration.

SUMMARY

Approval of the proposed resolution authorizes the Los Angeles Department of Water and Power (LADWP) to execute a Crossing Stipulation Letter with Mojave Pipeline Company, LLC for the Barren Ridge Renewable Transmission Project (BRRTP). The transmission line crosses over the Mojave Pipeline Company, LLC's natural gas pipeline easement and LADWP desires the execution of a consent agreement between both parties.

The BRRTP is located 76 miles from the Mojave Desert south to the San Fernando Valley and is within northwestern Los Angeles County and southwestern Kern County. The Project is a major component of LADWP's Integrated Resources Plan and will bring renewable wind and solar energy from the Mojave Desert to Los Angeles. Construction was completed in 2016 and the BRRTP is

fully operational. Unanticipated staffing turnover within LADWP resulted in delays with the processing of this request.

Although, the LADWP currently owns this property, additional Right of Way (ROW) for the construction of certain BRRTP segments where existing property rights are insufficient was deemed necessary. The Crossing Stipulation Letter provides indefinite indemnification to Mojave Pipeline Company, LLC resulting from LADWP's activities and is required as a condition by Mojave Pipeline for their permission to cross their existing pipeline easement with the BRRTP. There is no financial cost to implement this agreement.

Pursuant to Charter 373 and Los Angeles Administrative Code Section 10.5, the Crossing Stipulation Letter contains indefinite indemnity provisions which requires the LADWP Board and City Council approval. Specifically, the Los Angeles Administrative Code Section 10.5 (e) for contracts over five years, shall be first approved by the Council. In accordance with the Los Angeles Administrative Code Section 10.5, unless the Council takes action disapproving the proposed Resolution within 60 days after submission to the Council, the Resolution will be deemed approved. The Crossing Stipulation Letter has been reviewed and approved by Power System, Risk Management, and the City Attorney as to form and legality.

FISCAL IMPACT STATEMENT

Approval of the proposed resolution has no fiscal impact. The proposed action complies with the Department's adopted Financial Policies.

RHL:IR:10190034

Attachments



CUSTOMERS FIRST

Eric Garcetti, Mayor

Board of Commissioners

Mel Levine, President

William W. Funderburk Jr., Vice President

Jill Banks Barad

Christina E. Noonan

Aura Vasquez

Barbara E. Moschos, Secretary

David H. Wright, General Manager

August 2, 2018

The Honorable Eric Garcetti
Mayor, City of Los Angeles
Room 303, City Hall
Mail Stop 370

Attention: Ms. Mandy Morales, Legislative Coordinator

Dear Mayor Garcetti:

Subject: P-100730 Crossing Stipulation Letter to the Los Angeles Department of Water and Power from Mojave Pipeline Company, LLC

In accordance with Executive Directive No. 4, enclosed is a copy of a Board letter and supporting documents recommending approval and transmittal to the Los Angeles City Council of a Crossing Stipulation Letter between the Los Angeles Department of Water and Power and Mohave Pipeline Company, LLC.

It is respectfully requested that your review be completed as soon as possible. Once the required City Administrative Officer report has been received, the matter will be scheduled for action by the Los Angeles Board of Water and Power Commissioners and forwarded to the Los Angeles City Council for final consideration.

Please contact Ms. Winifred J. Yancy, Director of Legislative and Intergovernmental Affairs, at (213) 367-0025 upon completion of the review, if the review will take longer than 30 days, or if there are any questions regarding this item.

Sincerely,

A handwritten signature in blue ink that reads 'David H. Wright'.

David H. Wright
General Manager

MDG:vrn

Enclosures

c/enc: Ms. Liz Crosson, Office of the Mayor
Dr. Frederick H. Pickel, Office of Public Accountability
Board of Water and Power Commissioners
Ms. Winifred J. Yancy