

WHEREAS, the Los Angeles Department of Water and Power (LADWP) selected Tetra Tech Inc. (TT), CH2M Hill (CH), and CDM Smith Inc. (CDM) for Engineering Design Services for the Owens Lake Dust Mitigation Program (OLDMP); and

WHEREAS, LADWP entered into Agreement Nos. 47260A-5, 47260B-5, and 47260C-5 (Agreements) with TT, CH and CDM, respectively for a period of three years from August 29, 2014, to August 28, 2017, with a cumulative not-to-exceed amount of \$12,000,000; and

WHEREAS, Amendment No. 1 was approved on April 5, 2016, via Resolution No. 016227 which increased the not-to-exceed amount to \$17,250,000; and Amendment No. 2 was approved on March 21, 2017, via Resolution No. 017185 which increased the not-to-exceed amount to \$20,420,000; and

WHEREAS, during the construction of the Phase 9/10 Project, LADWP encountered a significant number of unanticipated archeological, paleontological, biological resources and tribal sensitive sites, necessitating design changes on over 30 percent of the design drawings presented at time of bid; and

WHEREAS, LADWP has determined it necessary to increase the not-to-exceed amount by \$3,000,000 to offset the increased design charges associated with encountered resources, ensure that adequate funds are available for the completion of the Phase 9/10 Project, and to respond to any further weather related events impacting the OLDMP during the fall of 2017 and spring of 2018; and

WHEREAS, LADWP has determined it necessary to extend the term by one year for a cumulative term of four years, ending August 28, 2018, to allow TT, CH, and CDM to complete the remaining tasks outlined in the Agreements, as allocated and/or continue to be allocated toward the implementation of these water saving measures; and

WHEREAS, Amendment No. 3 to Agreements with TT, CH, and CDM exceeds the time period set by ordinance, in accordance with City Charter Section 373, City Council approval is required.

NOW, THEREFORE, BE IT RESOLVED that LADWP approves and recommends to the City Council, Amendment No. 3 to Agreement Nos. 47260A-5, 47260B-5, and 47260C-5 to increase the not-to-exceed amount from \$20,420,000 to \$23,420,000 and extend the terms of the Agreements for one additional year through August 28, 2018.

BE IT FURTHER RESOLVED that pursuant to City Charter Section 1022, the Board finds that it is more feasible to have the work performed by independent contractors.

BE IT FURTHER RESOLVED that Amendment No. 3 to Agreement Nos. 47260A-5, 47260B-5, and 47260C-5, approved as to form and legality by the City Attorney and filed with the Secretary of the Board, is hereby approved.

BE IT FURTHER RESOLVED that the President or Vice President, or the General Manager, or such person as the General Manager shall designate in writing, and the Secretary, Assistant Secretary, or the Acting Secretary of the Board are hereby authorized, and directed to execute said Amendment for and on behalf of LADWP upon approval by the City Council pursuant to City Charter Section 373.

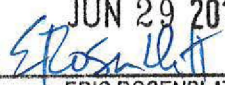
BE IT FURTHER RESOLVED that the Chief Accounting Employee of LADWP, upon proper certification, is authorized and directed to draw demands on the Water Revenue Fund, in accordance with the terms of this amendment to Agreements and Resolution.

I HEREBY CERTIFY that the foregoing is a full, true, and correct copy of the Resolution adopted by the Board of Water and Power Commissioners of the City of Los Angeles at its meeting held

JUL 18 2017

  
Secretary

APPROVED AS TO FORM AND LEGALITY  
MICHAEL N. FEUER, CITY ATTORNEY

JUN 29 2017  
BY   
ERIC ROSENBLATT  
DEPUTY CITY ATTORNEY