

MICHAEL N. FEUER
CITY ATTORNEY

REPORT NO. R 18 - 0 2 4 5

AUG 0 1 2018

REPORT RE:

**DRAFT ORDINANCE AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS,
BUREAU OF SANITATION TO USE A PROGRESSIVE DESIGN-BUILD PROJECT
DELIVERY METHOD AND A COMPETITIVE SEALED PROPOSAL FOR PROJECTS
RELATED TO THE DEVELOPMENT OF AN ADVANCED WATER PURIFICATION
FACILITY AT DONALD C. TILLMAN WATER RECLAMATION PLANT**

The Honorable City Council
of the City of Los Angeles
Room 395, City Hall
200 North Spring Street
Los Angeles, California 90012

Council File No. 18-0557

Honorable Members:

Pursuant to your request, this Office has prepared and now transmits for your consideration the enclosed draft ordinance, approved as to form and legality. The draft ordinance would authorize the Department of Public Works, Bureau of Sanitation (LASAN) to use an appropriate project delivery method (Progressive Design-Build) and the competitive sealed proposal selection process for capital improvement projects related to the development of an Advanced Water Purification Facility Project at Donald C. Tillman Water Reclamation Plant (DCTWRP), consistent with City Charter Sections 371 and 375.

According to LASAN, the Advanced Water Purification Facility Project is highly specialized and time critical. Therefore, contractors must have the expertise and experience to perform the project in an effective, efficient and timely manner. The City has committed to have a locally sourced sustainable water supply (goals to this effect are included in, but are not limited to, the Mayor's Executive Directive No. 5). As a result, a demanding and compressed time schedule requires the treated water to be

available to reduce the amount of imported water supplies by 50 percent by 2025 and source 50 percent of the City's water from local supplies by 2035. The Advanced Water Purification Project at DCTWRP is an important project needed to reach these goals. In addition, this type of work is highly specialized, and combined with the time constraints, ensuring contractors have experience and expertise is critically important.

Further, LASAN advises that proceeding with a Progressive Design-Build project delivery method, awarded through a competitive sealed proposal, will assist in the control of costs and manage City risk to assure timely delivery of a high quality product.


Council Rule 38 Referral

A copy of the draft ordinance was sent, pursuant to Council Rule 38, to LASAN and the Los Angeles Department of Water and Power with a request that all comments, if any, be presented directly to the City Council when this matter is considered.

If you have any questions regarding this matter, please contact Deputy City Attorney Adena M. Hopenstand at (213) 978-8130. She or another member of this Office along with representatives of LASAN will be present when you consider this matter to answer questions you may have.

Sincerely,

MICHAEL N. FEUER, City Attorney

By 

DAVID MICHAELSON
Chief Assistant City Attorney

DM:AH:cl
Transmittal