



RESOLUTION NO. 26568

WHEREAS, on recommendation of Management, there was presented for approval, Sixth Amendment to Contract DA-4859 with Morrison & Foerster LLP to extend the term through August 31, 2020, covering legal services to assist Los Angeles World Airports and City Attorney with litigation and appeals involving John Russo Industrial Sheetmetal, Inc.; and

LAX
Van Nuys
City of Los Angeles

WHEREAS, the current contract expires on August 31, 2018, however, written briefs for the appeals on the John Russo Industrial Sheetmetal, Inc. (JRI) matter are not due for another thirty (30) days and the oral arguments have not yet been scheduled. It is anticipated that the oral arguments will be scheduled during the first quarter of 2019; and

Eric Garcetti
Mayor

WHEREAS, the Sixth Amendment will allow Morrison & Foerster LLP to continue to assist the City Attorney's Office in providing legal services to Los Angeles World Airports (LAWA) in connection with the City's litigation and appeals involving JRI. All other substantive terms and conditions of the contract will remain the same. The City Attorney's Office will continue to provide legal services as well as closely manage the firm's services; and

**Board of Airport
Commissioners**

Sean O. Burton
President

Valeria C. Velasco
Vice President

WHEREAS, funds for the Amendment are currently available in Fiscal Year 2018-2019 LAWA Operating Budget on Cost Center 1110004 – Legal Services Division, Commitment Item 520 - Contractual Services. Funds for subsequent periods will be requested as part of the annual budget process; and

Jeffery J. Daar
Gabriel L. Eshaghian
Beatrice C. Hsu
Thomas S. Sayles
Dr. Cynthia A. Telles

Deborah Flint
Chief Executive Officer

WHEREAS, this action, as a continuing administrative and personnel-related 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, Morrison & Foerster LLP is required by contract to comply with the provisions of the Living Wage Ordinance; and

WHEREAS, Morrison & Foerster LLP is required by contract to comply with the provisions of the Affirmative Action Program; and

WHEREAS, Morrison & Foerster LLP has been assigned Business Tax Registration Certificate 0000006537-0001-6; and

WHEREAS, Morrison & Foerster LLP is required by contract to comply with the provisions of the Child Support Obligations Ordinance; and

WHEREAS, Morrison & Foerster LLP has approved insurance documents, in the terms and amounts required, on file with LAWA; and

WHEREAS, Morrison & Foerster LLP must submit the Contractor Responsibility Program Pledge of Compliance and comply with the provisions of the Contractor Responsibility Ordinance prior to execution of the Amendment; and

WHEREAS, Morrison & Foerster LLP must be determined by the Office of Contract Compliance to be in full compliance with the provisions of the Equal Benefits Ordinance prior to execution of the Amendment; and



WHEREAS, Morrison & Foerster LLP will comply with the provisions of the First Source Hiring Program for all non-trade airport jobs; and

WHEREAS, Morrison & Foerster LLP must submit the Bidder Certification City Ethics Commission (CEC) Form 50 and Bidder Contributions CEC Form 55 and comply with its provisions prior to execution of the Amendment; and

WHEREAS, the Sixth Amendment will become final pursuant to the provisions of Los Angeles City Charter Sections 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, pursuant to Charter Section 371(e)(2), competitive bidding for these professional services would not be practicable or advantageous; further found that, pursuant to Charter Section 371(e)(10), competitive bidding for this work would be undesirable, impractical or impossible; further found that, pursuant to Charter Section 1022, the work can be performed more economically or feasibly by an independent contractor than by City employees; approved the Sixth Amendment to Contract DA-4859 with Morrison & Foerster LLP to extend the term through August 31, 2020, covering legal services to assist Los Angeles World Airports and City Attorney with litigation and appeals involving John Russo Industrial Sheetmetal, Inc.; and authorized the Chief Executive Officer to execute said Sixth Amendment to Contract DA-4859 with Morrison & Foerster LLP after approval as to form by the City Attorney and approval by the Los Angeles City Council.

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I hereby certify that this Resolution No. 26568 is true and correct, as adopted by the Board of Airport Commissioners at its Special Session held on Thursday, August 16, 2018.



Grace Miguel – Secretary
BOARD OF AIRPORT COMMISSIONERS