

RESOLUTION NO. 27369

WHEREAS, on recommendation of Management, there was presented for approval, First Amendment to Contract DA-5339 with The Bay Foundation to extend the term through June 30, 2023, covering habitat maintenance and restoration services related to the Coastal Dunes Improvement Project at Los Angeles International Airport; and

**LAX**  
**Van Nuys**  
**City of Los Angeles**

Eric Garcetti  
Mayor

**Board of Airport  
Commissioners**

Beatrice C. Hsu  
President

Valeria C. Velasco  
Vice President

Sean O. Burton  
Gabriel L. Eshaghian  
Nicholas P. Roxborough  
Dr. Cynthia A. Telles  
Karim Webb

Justin Erbacci  
Chief Executive Officer

WHEREAS, the Coastal Dunes Improvement Project (CDIP) is located on the northern part of the Los Angeles International Airport (LAX)/El Segundo Dunes, as illustrated in Figure 1 below. The contract with The Bay Foundation (TBF) began in February 2019 and ends in February 2022. However, work delays and stoppages related to the COVID-19 pandemic prevented the project from progressing in a timely manner; and



Figure 1. Northern LAX Dunes (48 acres) and CDIP project area.

WHEREAS, in March 2020, the City of Los Angeles issued the "Safer at Home" orders as a response to the COVID-19 virus outbreak in Los Angeles. Pursuant to those orders, field activities and restoration events were significantly reduced or cancelled. Both field work and community restoration events are anticipated to resume in October/November of 2021; and

WHEREAS, in addition, TBF revised the 2019 Revised Ecological Landscape Plan to address issues that the Coastal Commission identified in the Plan. The Ecological Landscape Plan is a guiding document for the project that prescribes restoration actions and specifies success criteria. Los Angeles World Airports (LAWA) and TBF resubmitted the Revised Ecological Landscape Plan to the Coastal Commission on April 26, 2021; and

WHEREAS, the work completed during the first year of the contract (February 2019 - March 2020), proceeded on schedule. TBF implemented various vegetation monitoring protocols and executed sub-contracts with partners such as the CA Botanic Garden and LA Conservation Corps, that then



started collecting seeds and advising on monitoring and restoration actions. TBF also held twelve (12) volunteer restoration events, which collected over 4,800 pounds of non-native plants; and

WHEREAS, the term extension will allow TBF and its sub-contractors to complete the remaining tasks outlined in the contract's scope of work in accordance with the Revised Ecological Landscape Plan and Coastal Development Permit; and

WHEREAS, the remaining project timeline will cover:

- November 2021 - March 2022:

Tasks to be completed by TBF and partners include continued non-native vegetation removal and herbicide application, revegetation, compliance monitoring, adaptive management, and reporting. Planting and seeding activities are anticipated for this coming fall and winter. As part of revegetation efforts, TBF, LAWA, and community volunteers will be planting approximately 20,000 container stock plants that are native to coastal dunes. Following those restoration efforts, TBF will lead monitoring, maintenance, and adaptive management activities.

- March 2022 - June 2023:

Maintenance and adaptive management activities include continued non-native vegetation control and potentially supplementary planting/seeding, watering, and/or herbivory reduction methods. Lastly, TBF will continue to aid LAWA in any tasks LAWA requests related to the LAX Dunes; this includes, but is not limited to, identification of mitigation habitat units, advising on larger restoration actions, consulting on restoration documents, securing supplementary grant funding to support restoration work, and assisting in outreach efforts; and

WHEREAS, funds for the contract are available in the Fiscal Year 2021-2022 LAWA Operating Budget LAX Cost Center 1140003 – Environmental Programs Group, Commitment Item 520 – Contractual Services. Funding for subsequent years will be requested as part of the annual budget process; and

WHEREAS, amendment to extend the term of an existing contract is exempt from California Environmental Quality Act (CEQA) requirements pursuant to Article II, Class 2 (f) of the Los Angeles City CEQA Guidelines; and

WHEREAS, TBF is required by contract to comply with the provisions of the Living Wage Ordinance; and

WHEREAS, Procurement Services reviewed this action (File 8747) and established a mandatory 5% Small Business Enterprise (SBE) and 3% Disabled Veterans Business Enterprise (DVBE) goals for the project. TBF committed to 6.8% SBE and 6.8% DVBE participation, and has achieved 0% to date; and

WHEREAS, TBF is required by contract to comply with the provisions of the Affirmative Action Program; and

WHEREAS, TBF is assigned Business Tax Registration Certificate 0003083305-0001-2; and

WHEREAS, TBF is required by contract to comply with the provisions of the Child Support Obligations Ordinance; and

WHEREAS, TBF must have approved insurance documents, in the terms and amounts required, on file with LAWA prior to execution of the First Amendment; and

WHEREAS, pursuant to Charter Section 1022, staff determined that the work specified on the contract can be performed more feasibly or economically by an Independent Contractor than by City employees; and

WHEREAS, TBF has submitted the Contractor Responsibility Program Questionnaire and Pledge of Compliance, and will comply with the provisions of said program; and

WHEREAS, TBF must be determined by Public Works, Office of Contract Compliance, to be in full compliance with the provisions of the Equal Benefits Ordinance prior to execution of the First Amendment; and

WHEREAS, TBF is required by contract to comply with the provisions of the First Source Hiring Program for all non-trade LAX jobs; and

WHEREAS, TBF has submitted the Bidder Contributions CEC Form 55, and will comply with its provisions; and

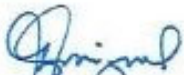
WHEREAS, TBF has submitted the Municipal Lobbying Ordinance CEC Form 50, and will comply with its provisions; and

WHEREAS, actions taken on this item by the Board of Airport Commissioners will become final pursuant to the provisions of Los Angeles City Charter Section 373;

NOW, THEREFORE, BE IT RESOLVED that the Board of Airport Commissioners adopted the Staff Report; determined that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article II, Class 2 (f) of the Los Angeles City CEQA Guidelines; approved the First Amendment to Contract DA-5339 with The Bay Foundation to extend the term through June 30, 2023, covering habitat maintenance and restoration services related to the Coastal Dunes Improvement Project at Los Angeles International Airport; and authorized the Chief Executive Officer to execute said First Amendment to Contract DA-5339 with The Bay Foundation 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. 27369 is true and correct, as adopted by the Board of Airport Commissioners at its Regular Meeting held on Thursday, November 4, 2021.



Grace Miguel – Secretary  
BOARD OF AIRPORT COMMISSIONERS