

**ORDINANCE NO. \_\_\_\_\_**

An ordinance amending Subdivision (f)(1) of Section 10.15 of Division 10, Article 2 of Chapter 1 of the Los Angeles Administrative Code to extend contract authority for Los Angeles World Airports (LAWA) CEO and allow LAWA use of the competitive sealed proposal method for capital improvements and other construction projects.

Section 1. Subdivision (f)(1) of Section 10.15 of the City of Los Angeles Administrative Code is amended to read as follows:

(f) At the time specified for opening said bids or proposals, or at any time to which the matter thereafter may be continued for report, the contract shall be awarded to the lowest responsible bidder providing satisfactory security for its performance. That determination may be based on the lowest ultimate cost of the materials, supplies and/or services in place and use; and where the same are to constitute a part of a larger project or undertaking, consideration may be given to the effect on the aggregate ultimate cost of such project or undertaking. In addition, irrespective of provisions of this subsection requiring award to the lowest responsible bidder, a bid preference can be allowed in the letting of contracts for California or Los Angeles County firms and, in addition, the bid specifications can provide for a domestic content requirement; the extent and nature of such bid preference, domestic content requirement and any standards, definitions, and policies for their implementation shall be provided for by ordinance adopted by the Council and, as to those departments which exercise independent control over their expenditures of funds, by adoption by such departments of policies consonant with any such ordinance.

As an alternative to an award to the lowest responsible bidder, a contract can be let pursuant to a competitive sealed proposal method permitting negotiations, in accordance with the following requirements, conditions, and limitations:

- (1) To acquire the following items or services:
  - (a) telecommunications devices, systems, or services;
  - (b) automated systems, or the computers on which they are automated;
  - (c) services related to the automation of systems or the computers on which they are automated, including computer software;
  - (d) highly specialized equipment for the DWP used for water and power generation, transmission, and distribution, including, but not limited to, large gas turbines, switchgear, emission controls, and other equipment where the technical complexities of such equipment require that factors in addition to price be taken into consideration;

(e) capital improvements or other construction projects for the Department of Airports where the complexities of the project require that factors in addition to price be taken into consideration.

Sec. 2. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

Approved as to Form and Legality

HYDEE FELDSTEIN SOTO, City Attorney

By   
LINH NGUYEN  
Deputy City Attorney

Date August 4, 2023

File No. \_\_\_\_\_

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The Clerk of the City of Los Angeles hereby certifies that the foregoing ordinance was passed by the Council of the City of Los Angeles.

CITY CLERK

MAYOR

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Ordinance Passed \_\_\_\_\_

Approved \_\_\_\_\_