

TRANSPORTATION COMMITTEE REPORT relative to proposed First Amendment to Contract C-134342 with BYD Motors LLC (BYD) for the purchase of 130 electric buses.

Recommendation for Council action:

1. APPROVE the proposed First Amendment to Contract No. C-134342 with BYD for the purchase of 130 electric buses, subject to the approval of the City Attorney as to form.
2. AMEND Contract No. C-134342 with BYD to set the termination date for January 30, 2024.
3. INSTRUCT the Los Angeles Department of Transportation to include the most current version of the City Standards Provisions in the final contract.

Fiscal Impact Statement: The CAO reports that there is no General Fund impact. Execution of the contract amendment will commit the City to spend up to \$83.8 million from within the City Proposition A Local Transit Assistance Fund. Reimbursement of up to \$35.2 million from the State Transit and Intercity Rail Capital Program grant is expected.

Fiscal Policies Statement: The CAO reports that the contract amendment complies with the City Financial policies in that current funds are available to support the proposed expenditures.

Community Impact Statement: None submitted.

**TIME LIMIT FILE – AUGUST 25, 2023**

**(LAST DAY FOR COUNCIL ACTION – AUGUST 25, 2023)**

Summary:

On August 15, 2023, your Committee considered a June 9, 2023 CAO report relative to proposed First Amendment to Contract C-134342 with BYD for the purchase of 130 electric buses.. According to the CAO, the LADOT is requesting approval of a First Amendment to Contract No. C-134342 with BYD for the purchase of 130 electric buses. The Amendment will extend the contract by a year and update standard contracting provisions. The underlying contract was executed on October 24, 2019 and expired on October 24, 2022. The request for this amendment was submitted to the Mayor's Office consistent with Executive Directive 3 on December 16, 2022. The amendment contains a ratification clause that allows payment to the contractor prior to the execution of this amendment. This amendment extends the term of the contract beyond three years. After consideration and having provided an opportunity for public comment, the Committee moved to recommend approval of the recommendations contained in the CAO report, as

amended to extend the contract termination date to January 30, 2024. This matter is now submitted to Council for its consideration.

Respectfully Submitted,  
Transportation Committee

**COUNCILMEMBER VOTE**

HUTT: YES

PARK: YES

HERNANDEZ: ABSENT

RAMAN: YES

YAROSLAVSKY: YES

ARL

8/16/23

**-NOT OFFICIAL UNTIL COUNCIL ACTS-**