



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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July 21, 2005

IN REPLY PLEASE

REFER TO FILE: **AS-0**
001381
Amendment 2

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**LANDSCAPE MAINTENANCE – EAST LOS ANGELES STREET MEDIANS
SUPERVISORIAL DISTRICT 1
3 VOTES**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that the additional contract work is exempt from the provisions of the California Environmental Quality Act (CEQA).
2. Approve amending Contract No. 001381 with Midori Gardens, Incorporated, for landscape maintenance services to authorize a one-time cleanup and continued maintenance of the landscaping along the Fourth Street freeway soundwall between Gage Avenue and Indiana Avenue in East Los Angeles.
3. Find that the service contract, as amended, remains cost-effective pursuant to Los Angeles County Code Chapter 2.201.
4. Delegate authority to the Acting Director of Public Works to execute the enclosed amendment and to terminate the contract on behalf of the County, should it be in the County's best interest to do so.
5. Increase the contract's annual maximum sum by \$2,240 to \$35,427 for the current contract year and \$5,820 to \$39,007 for each remaining option year. Funds for the current contract period are available in Public Works' 2005-06 Road Fund.
6. Delegate authority to the Acting Director to expend up to 15 percent per year of the above contract sum for additional, unforeseen landscape

maintenance services that may be required within the scope of work. Funds for the current contract period are available in Public Works' 2005-06 Road Fund.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

On October 23, 2003, your Board awarded Contract No. 001381 to Midori Gardens, Incorporated, to provide landscape maintenance services at various street medians located in the Supervisorial District 1. On June 8, 2004, your Board approved an amendment of the existing contract to provide a one-time landscaping refurbishment project and cleanup to various medians located within the Supervisorial District 1. The purpose of this recommended action is to authorize a one-time cleanup and monthly maintenance of the landscaping area along the Fourth Street freeway soundwall between Gage Avenue and Indiana Avenue in East Los Angeles.

Implementation of Strategic Plan Goals

This recommended action is consistent with the County Strategic Plan Goals of Organizational Effectiveness and Fiscal Responsibility. This amendment will continue to utilize contractor's expertise to effectively provide these landscape maintenance services in a timely, responsive, and cost-effective manner as well as improve the quality of life in the County.

FISCAL IMPACT/FINANCING

The cost for the East Los Angeles Street Medians landscape maintenance services is estimated to be \$485 per month, plus a one-time cleanup fee of \$300, and 15 percent for additional, unforeseen landscaping maintenance services within the scope of this contract. Funding for this contract period is included in Public Works' 2005-06 Road Fund. There will be no impact on net County cost. Public Works has reviewed the amended contract cost in accordance with the method approved by the Auditor Controller and has determined that the contract remains cost-effective at the increased amount pursuant to Los Angeles County Code Chapter 2.201.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Prior to the Acting Director executing this amendment, which is substantially reflected in the enclosure, the contractor will execute and County Counsel will review as to form.

The Honorable Board of Supervisors
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This amendment is consistent with and will continue the contract's current terms, specifications, and conditions.

ENVIRONMENTAL DOCUMENTATION

These services are categorically exempt from the CEQA as specified in Class 1 (j) and (s) of the Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, Synopsis 57.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The approval of this amendment will not result in any impact on other current services or projects.

CONCLUSION

One adopted copy of this letter is requested.

Respectfully submitted,

DONALD L. WOLFE
Acting Director of Public Works

RT

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Enc.

cc: Chief Administrative Office
County Counsel

AMENDMENT 2 TO CONTRACT NO. 001381

LANDSCAPE MAINTENANCE – EAST LOS ANGELES STREET MEDIANS

This AMENDMENT, made and entered into as of this _____ day of _____, 2005, by and between the COUNTY OF LOS ANGELES, a subdivision of the State of California, a body corporate and politic (hereinafter referred to as COUNTY) and Midori Gardens, Incorporated (hereinafter referred to as CONTRACTOR).

W I T N E S S E T H

WHEREAS, Contract No. 001381 was entered into between the COUNTY and the CONTRACTOR on December 1, 2003, for Landscape Maintenance – East Los Angeles Street Medians; and

WHEREAS, in accordance with Part I, Section 2.G, Additional Work, and Part II, Section 3.G, Changes and Amendments of Terms of the Contract, Amendment 1 to Contract No. 001381 was entered into between the COUNTY and the CONTRACTOR on July 8, 2004; and

WHEREAS, Public Works desires to further amend Contract No. 001381 to provide for a one-time cleanup and monthly maintenance of the newly landscaped area along the Fourth Street freeway soundwall between Gage Avenue and Indiana Avenue in East Los Angeles, District 1; and

WHEREAS, The CONTRACTOR desires to provide the additional services.

NOW, THEREFORE, in consideration of these facts and payment to be made by the COUNTY, the COUNTY and the CONTRACTOR agree that Contract No. 001381, as previously amended, shall be further amended as follows:

FIRST: Part I, Section 2, of Contract No. 001381 is hereby augmented to provide for the following:

- (1) A one-time cleanup along the Fourth Street freeway soundwall between Gage Avenue and Indiana Avenue in East Los Angeles at the cost of \$300; and
- (2) Continuing landscape maintenance along the Fourth Street freeway soundwall between Gage Avenue and Indiana Avenue in East Los Angeles at a cost not to exceed \$485 per month.

SECOND: All other terms, requirements, specifications, conditions, and prices of the original Contract shall remain in full force and effect.

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IN WITNESS WHEREOF, the COUNTY has, by order of its Board of Supervisors, caused these presents to be subscribed by the Director of Public Works, and the CONTRACTOR has subscribed its name by and through its duly authorized officers, as of the day, month, and year first written above.

COUNTY OF LOS ANGELES

By _____
Acting Director of Public Works

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.
County Counsel

By _____
Deputy

MIDORI GARDENS, INCORPORATED

By _____
Its President

By _____
Its Secretary