County of Los Angeles
Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169

LEROY D. BACA, SHERIFF

August 19, 2008

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

Dear Supervisors:

APPROVE AN AMENDMENT TO LAW ENFORCEMENT SERVICES CONTRACT BETWEEN THE LOS ANGELES COUNTY SHERIFF'S DEPARTMENT AND THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY (ALL DISTRICTS) (3 VOTES)

SUBJECT

The Los Angeles County Metropolitan Transportation Authority (MTA) has requested to enter into an extension of its contract for law enforcement services provided by the Los Angeles County Sheriff's Department (Department) through December 31, 2008. The County previously agreed to extend the contract from July 1, 2008, through August 29, 2008. County Counsel is requesting an additional extension to September 30, 2008, in order to reach agreement with MTA on revised indemnification language. The amendment would provide services for a 32-day period at a cost of approximately $5,310,162. This amendment would have no negative impact upon law enforcement services in the unincorporated areas within Los Angeles County.

IT IS RECOMMENDED THAT YOUR BOARD:

Approve and instruct the Chair of the Board to sign an amendment with MTA, upon execution of the contract, extending the current law enforcement services contract for a 32-day period. This extension shall be effective August 30, 2008, and shall remain in effect until September 30, 2008.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to gain your Board's approval for the Department to continue providing law enforcement services to MTA. This will be accomplished through the means of a 32-day contract extension.

Implementation of Strategic Plan Goals

This recommended action conforms with Los Angeles County's Strategic Plan, Goal 4, Fiscal Responsibility. All Department costs are fully reimbursed by MTA.

FISCAL IMPACT/FINANCING

There is no net County cost to this contract. The MTA shall pay the County for said services according to the appropriate and prevailing billing rates as determined by the Auditor-Controller for the current fiscal year. The estimated cost of approximately $5,310,162 will offset the cost of implementing the contract and providing service effective August 30, 2008, and ending September 30, 2008.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

On March 27, 2008, the MTA Board of Directors authorized the Chief Executive Officer of the MTA to negotiate and execute an amendment to extend the contract for Department's Transit Community Policing Services.

This amendment does not include revisions to the indemnification language and other language in the agreement to make more explicit the agreement that the County will not be held liable for defense costs or damages caused by crimes or other acts of third parties. During the prior extension period, County Counsel and private counsel for the MTA have begun negotiating indemnification language. However, due to extended absence of counsel and the fact that MTA's counsel would be absent during the MTA Board meeting on July 24, 2008, these negotiations require an extension of time. During this 32-day contract extension period, MTA, the Department, and County Counsel shall determine the revised indemnification language to be included in any future contracts.

This amendment has been approved by County Counsel.

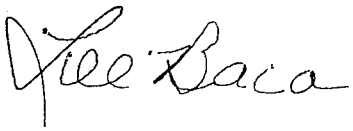
IMPACT ON CURRENT SERVICES (OR PROJECTS)

There is no anticipated impact on current law enforcement services in the unincorporated areas of Los Angeles County.

CONCLUSION

Upon approval by the Board, please return five adopted copies of this letter and four original contracts to the Department.

Sincerely,



LEROY D. BACA
SHERIFF

AMENDMENT TO CONTRACT NO. TCP2610LASD

BETWEEN

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

AND

COUNTY OF LOS ANGELES

This Contract Amendment, effective August 30, 2008, is entered into by and between the Los Angeles County Metropolitan Transportation Authority (hereinafter referred to as "MTA") and the County of Los Angeles (hereinafter referred to as "County").

RECITALS

WHEREAS:

I. MTA and County have entered into Contract No. TCP2610LASD (hereinafter referred to as "Contract") for necessary law enforcement services;

II. On March 27, 2008, the MTA Board of Directors authorized and approved an extension of the period of performance of the Contract to December 31, 2008, and increased contract authority;

III. On June 24, 2008, the County Board of Supervisors approved an extension of the period of performance of the Contract to August 29, 2008;

NOW, THEREFORE, MTA and County hereby amend the Contract as follows:

I. The following amendments are made to the main body of the Contract:

1. Amend Article 2, Period of Performance, to extend period of performance by 32 days from August 30, 2008, to September 30, 2008.

2. As hereby amended, the Contract remains in full force and effect.

3. Section 3.C. (Payment and Compensation for County's Services) is amended to add the following paragraph:

"For services between August 30, 2008 and September 30, 2008, the MTA shall pay as full compensation an amount NOT TO EXCEED (NTE) $5,310,162"

IN WITNESS WHEREOF, the parties hereto have caused this Contract Amendment to be executed as of the day and year first therein above written.

YVONNE B. BURKE

By_____
Chair, Board of Supervisors

ATTEST:
SACHI HAMAI
Executive Officer-Clerk
Los Angeles County
Board of Supervisors

By _____
Deputy

LOS ANGELES COUNTY
COUNTY METROPOLITAN
TRANSPORTATION AUTHORITY

By _____
Roger Snoble, Chief Executive Officer

APPROVED AS TO FORM
FOR LOS ANGELES COUNTY:

RAYMOND G. FORTNER JR.
County Counsel

By: _____
Deputy County Counsel

MTA Contract No. TCP2610LASD
County of Los Angeles Contract No.