



MARK PESTRELLA, Director

COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE
REFER TO FILE

March 19, 2019

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

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

41 March 19, 2019

CELIA ZAVALA
EXECUTIVE OFFICER

**SERVICES CONTRACT
WATER RESOURCES CORE SERVICE AREA
LOS ANGELES RIVER TRASH AND DEBRIS COLLECTION SYSTEM
SERVICE CONTRACT - FUNDING SUPPLEMENT
(SUPERVISORIAL DISTRICT 4)
(3 VOTES)**

SUBJECT

Public Works is seeking Board approval to supplement a services contract to Frey Environmental, Inc., for the Los Angeles River Trash and Debris Collection System, located in the City of Long Beach.

IT IS RECOMMENDED THAT THE BOARD:

1. Find that the service is categorically exempt from the provisions of the California Environmental Quality Act for the reasons stated in this Board letter.
2. Approve the supplement of \$300,000 annually to Contract No. 003352, with Frey Environmental, Inc., for the Los Angeles River Trash and Debris Collection System for the current and remaining contract terms, which will increase the contract annual amount from \$971,050 to \$1,271,050.

3. Delegate authority to the Director of Public Works or his designee to annually increase the contract amount up to an additional 10 percent of the annual contract sum, which is included in the maximum potential contract sum for unforeseen additional work within the scope of the contract, if required; and to adjust the annual contract sum for each option year over the term of the contract to allow for an annual Cost-of-Living Adjustment in accordance with County policy and the terms of the contract.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Approval of the recommended action will supplement the annual contract amount with Frey Environmental, Inc., for the operation and maintenance of the Los Angeles River Trash and Debris Collection System. This supplement is necessary due to an increase in volume of trash and debris harvesting in the collection system.

On March 29, 2016, Agenda Item 31, the Board approved Contract No. 003352 with Frey Environmental, Inc., located in Newport Beach, California, for Los Angeles River Trash and Debris Collection System, authorizing aggregate annual contract expenditures of \$971,050. The contract was for an initial 1-year period with four 1-year renewal options and a month-to-month extension up to 6 months for a total contract period of 66 months. The contract is currently in its second optional term. All terms, conditions, requirements, prices, and specifications of the contract will remain unchanged.

On March 8, 2017, Agenda Item 32, the Board approved a funding services supplement due to an increase in debris harvesting at the collection system. This action authorized an increase to the maximum potential aggregate annual contract amount from \$1,068,155 to \$1,343,155 for the initial contract term ending April 14, 2017.

During the first two contract years, an average of 1,500 tons of debris was collected. The first major storm of this season occurred in December 2018, and approximately 1,500 tons of debris was collected, bringing the total for the third contract year to date, to 1,762 tons, 17 percent above the average of the first two contract years. The additional funds are needed to continue the operation of the system for the remaining storm season and the current and remaining contract terms to fund the anticipated increase in debris collected.

This funding supplement will increase the maximum potential aggregate annual contract amount by \$330,000, from \$1,068,155 to \$1,398,155, which includes the 10 percent contingency for the current and remaining contract terms and a maximum potential aggregate contract sum of \$7,304,853.

Implementation of Strategic Plan Goals

The County Strategic Plan directs the provision of Strategy II.2, Support the Wellness of our Communities and Strategy III.3, Pursue Operational Effectiveness, Fiscal Responsibility, and Accountability. The recommended action allows Public Works to continue the operation in removal of trash and debris deposits, which will help achieve these goals by maintaining this facility.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

These amounts are based on Public Works' estimated annual utilization of the contractor's service at the rates quoted by the contractor. The terms and sums for each term of the maximum contract period are as follows:

The sum for the initial term, April 15, 2016 through April 14, 2017, is \$1,221,050.

The sum for the first option term, April 15, 2017 through April 14, 2018, is \$971,050.

The sum for the second option term, April 15, 2018 through April 14, 2019, is \$1,271,050.

The sum for the third option term, April 15, 2019 through April 14, 2020, is \$1,271,050.

The sum for the fourth and final option term, April 15, 2020 through April 14, 2021, is \$1,271,050.

The sum for the month-to-month option to extend up to 6 months is \$635,525.

The contract is currently in its second optional term. The additional \$300,000 annually will increase the current and remaining contract terms annual amount from \$971,050 to \$1,271,050 plus 10 percent of the annual contract sum for unforeseen, additional work within the scope of the contract, if required, and Cost-of-Living Adjustments (COLA) with a maximum potential annual contract amount of \$1,398,155 and a maximum potential contract sum of \$7,304,853.

Funding for this additional service has been identified in the Internal Service Fund Fiscal Year 2018-19 Budget, which will be reimbursed by the Flood Control District Fund Budget. Funds for the contract's optional years and 10 percent additional funding for contingencies and COLA will be requested through the annual budget process.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The contract allows the Board to increase the contract sum as needed; therefore, an amendment to the existing contract is not necessary.

ENVIRONMENTAL DOCUMENTATION

This service continues to be categorically exempt from the provisions of the California Environmental Quality Act. This service is within a class of projects that has been determined not to have a significant effect on the environment in that it meets the criteria set forth in Section 15301 (i) of the State California Environmental Quality Act Guidelines. In addition, based on the records for the service, the service will comply with all applicable regulations, and there are no cumulative impacts, unusual circumstances, damage to scenic highways, listing on hazardous waste site lists compiled pursuant to Government Code section 65962.5, or indications that it may cause a substantial adverse change in the significance of a historical resource that would make the exemption inapplicable.

CONTRACTING PROCESS

On December 21, 2015, one proposal was received. The proposal was first reviewed to ensure it met the minimum requirements in the Request for Proposals. The proposals having met these requirements, was then evaluated by an evaluation committee consisting of Public Works staff. Based on this evaluation, it was recommended that this contract be awarded to the apparent

responsive and responsible proposer, Frey Environmental, Inc. On March 29, 2016, the Board approved the contract with Frey Environmental, Inc.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

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

CONCLUSION

Please return one adopted copy of this Board letter to Public Works, Business Relations and Contracts Division.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Mark Pestrella". The signature is fluid and cursive, with the first name "Mark" written in a larger, more prominent script than the last name "Pestrella".

MARK PESTRELLA
Director

MP:JQ:ep

c: Chief Executive Office (Chia-Ann Yen)
County Counsel
Executive Office