



COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

December 07, 2010

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

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

32 DECEMBER 7, 2010

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**FUNDING SUPPLEMENT FOR AS-NEEDED EMERGENCY
REMOVAL OF HAZARDOUS MATERIAL PROGRAM
(ALL SUPERVISORIAL DISTRICTS)
(3 VOTES)**

SUBJECT

This action is to supplement the annual aggregate program amount for As Needed Emergency Removal of Hazardous Material Program for the current and remaining contract years, including future option years so that there are sufficient funds available for this program due to recent cleanup activities in Ballona Creek and the Castaic area and to be prepared for future large-scale spill responses throughout Los Angeles County.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that the supplemented contract work is categorically exempt from the provisions of the California Environmental Quality Act.
2. Approve supplementing the As-Needed Emergency Removal of Hazardous Material Program by \$100,000 for the current contract year, which ends on January 31, 2011, increasing the annual aggregate program amount from \$470,000 to \$570,000 for services under Contract No. 001587 with United Pumping Service, Inc., and Contract No. 001588 with Ocean Blue Environmental Services, Inc.
3. Approve supplementing the As-Needed Emergency Removal of Hazardous Material program by \$300,000 beginning February 1, 2011, for the remaining one additional contract year and one remaining option year, increasing the program annual aggregate amount from \$470,000 to \$770,000

for Contract No. 001588 with Ocean Blue Environmental Services, Inc., for a potential maximum program sum of \$4,160,000, for a potential maximum term of seven years.

4. Authorize the Director of Public Works or her designee to annually increase the program's aggregate annual amount up to an additional 10 percent for unforeseen, additional work within the scope of the program, if required.
5. Authorize the Director of Public Works or her designee to approve and execute amendments to incorporate necessary changes within the scope of work; and to suspend work if, in the opinion of the Director of Public Works or her designee, it is in the best interest of the County of Los Angeles to do so.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of this recommended action is to supplement the current year and remaining contract year and future option year's amounts for this program. There were two recent hazardous material spills requiring cleanup activities in Ballona Creek and the Castaic area. These recent cleanup activities are anticipated to deplete most of the current year's contract amount. To be prepared for future large-scale spill responses, throughout Los Angeles County, the program amount is being requested to be increased for the remainder of the contract period and the future option year.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). The contractor who has the specialized expertise to provide these services accurately, efficiently, timely, and in a responsive manner will support the Department of Public Works in meeting these goals.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The additional \$100,000 for the remainder of this contract term, until January 31, 2011, will increase the program's aggregate annual amount from \$470,000 to \$570,000 plus 10 percent of the program's aggregate amount for unforeseen, additional work within the scope of the program, if required. The additional \$300,000 for the remaining contract and option years commencing on February 1, 2011, will increase the program's aggregate annual amount from \$470,000 to \$770,000 plus 10 percent of the program's annual amount for unforeseen, additional work within the scope of the program, if required.

Funds for the current contract year are available in the Fiscal Year 2010-11 Flood Control District Fund and Road Fund Budgets. When the need arises for services under this program, financing for the required services will be from the appropriate fund source. Total annual expenditures for these services, however, will not exceed the amount approved by your Board, and no services will be ordered without the funding authorization of Public Works Financial Management Branch.

Funds to finance the program's remaining contract year, future option year, and 10 percent additional funding for contingencies will be requested through the annual budget process.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

On January 10, 2006, Agenda Item 44, your Board approved Contract No. 001587 with United Pumping Service, Inc., located in the City of Industry, California; and Contract No. 001588 with Ocean Blue Environmental Services, Inc., located in Long Beach, California; for As-Needed Emergency Removal of Hazardous Material Program, authorizing aggregate annual program expenditures of \$350,000 starting on February 1, 2006, for a period of one year with four renewal option years, not to exceed a total contract period of five years.

On June 7, 2006, Agenda Item 43, your Board approved a supplement for the initial contract year's aggregate program amount for the As Needed Emergency Removal of Hazardous Material Program by increasing the annual aggregate amount from \$350,000 to \$700,000. The program's aggregate program annual amount remained at \$350,000 for subsequent contract years.

On October 21, 2008, Agenda Item 33, your Board approved supplementing the As Needed Emergency Removal of Hazardous Material Program by \$150,000 for the contract's third year and for each of the remaining two option years, increasing the aggregate annual program amount from \$350,000 to \$500,000 for services under Contract No. 001587 with United Pumping Service, Inc., and Contract No. 001588 with Ocean Blue Environmental Services, Inc.

On September 8, 2009, Agenda Item 15, your Board approved a 6 percent cost reduction with Ocean Blue Environmental Services, Inc., Contract No. 001588. The contract's fourth year term was extended for an additional two-year period with one 1-year renewal option year remaining for a total potential contract period of seven years. The program's aggregate annual amount was reduced from \$500,000 to \$470,000 starting on February 1, 2010, the first year of the two-year extension period. The contract is currently in the first year of its two-year extension period. Contract No. 001587 with United Pumping Service, Inc., was not extended since the contractor did not offer a cost reduction. All other terms, conditions, requirements, prices, and specifications of the contracts will remain unchanged.

This supplement will increase the aggregate annual program amount for the current contract year from \$470,000 to \$570,000. Beginning February 1, 2011, and for the remaining additional contract year and future option year, the program's annual amount will increase from \$470,000 to \$770,000 for a potential maximum sum of \$4,160,000.

These contracts allow your Board to increase the program sum as needed; therefore, amendments to the existing contracts are not necessary.

ENVIRONMENTAL DOCUMENTATION

These services continue to be categorically exempt from the provisions of the California Environmental Quality Act (CEQA). These services are within a class of projects that has been determined not to have a significant effect on the environment in that they meet the criteria set forth in Section 15330 of CEQA.

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 letter to the Department of Public Works, Administrative Services Division.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER
Director

GF:GZ:cg

c: Chief Executive Office
County Counsel