



WILLIAM T FUJIOKA
Chief Executive Officer

County of Los Angeles CHIEF EXECUTIVE OFFICE

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"To Enrich Lives Through Effective And Caring Service"

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April 01, 2014

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

32 April 1, 2014

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

**DEPARTMENT OF PUBLIC WORKS:
CONSULTANT SERVICES AGREEMENT FOR THE PROPOSED
COUNTY OF LOS ANGELES HAULED WATER INITIATIVE
(ALL DISTRICTS)
(3 VOTES)**

SUBJECT

This action is to approve and authorize the Director of Public Works or her designee to execute an amendment to the consultant services agreement with Sapphos Environmental, Inc., to prepare an Environmental Impact Report for the proposed County of Los Angeles Hauled Water Initiative.

IT IS RECOMMENDED THAT THE BOARD:

Approve and authorize the Director of Public Works or her designee to execute an amendment to the consultant services agreement with Sapphos Environmental, Inc., to provide funding of \$780,000, plus a 10 percent contingency of \$78,000 for a total of \$858,000, for the preparation of environmental documentation for the County of Los Angeles Hauled Water Initiative, increasing the maximum, not-to-exceed contract amount from \$2,500,000 to \$3,358,000.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to authorize the Department of Public Works (DPW) to amend the consultant services agreement with Sapphos Environmental, Inc., to prepare an Environmental Impact Report (EIR) and all related documentation and services for the proposed County of Los Angeles Hauled Water Initiative, pursuant to the California Environmental Quality Act (CEQA), and to increase the existing consultant contract not-to-exceed amount by \$858,000.

This action will permit DPW to execute an amendment agreement to add the scope of work to prepare an EIR for the consideration of a potential County ordinance and related actions to permit the use of hauled water for single family residential lots in the County that meet specific criteria, and will allow other active projects to continue without interruption of services.

We will return to the Board with an EIR and recommendations on the proposed project.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan Goal directs the provisions of Operational Effectiveness (Goal 1) by increasing our ability to provide efficient and high-quality public services. The requested expertise and experience to perform the required services are not currently available within the County.

FISCAL IMPACT/FINANCING

We are requesting that the not-to-exceed amount of the contract be increased by \$858,000. DPW will fund the amendment agreement using existing appropriation in the Fiscal Year 2013-14 Public Works-General Fund Budget. The Chief Executive Office (CEO) will then backfill the funding in the June 2014 mid-year Budget Adjustment.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The consultant services agreement amendment will be in compliance with the Chief Executive Officer's and the Board's requirements.

The original consultant services agreement contain terms and conditions supporting the Board's ordinances and policies, including, but not limited to, County's Greater Avenues for Independence and General Relief Opportunities for Work, Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program; Los Angeles County Code Chapter 2.203, Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code Chapter 2.202; and the Los Angeles County Child Support Compliance Program, Los Angeles County Code Chapter 2.200; and the standard Board-directed clauses that provide for agreement termination or renegotiation.

Community Business Enterprise participation data, required certification forms, and 3-year contracting history with the County are on file with Public Works for Sapphos Environmental, Inc.

The consultant services agreement includes a cost-of-living adjustment provision in accordance with the Board Policy, which was approved on January 29, 2002.

ENVIRONMENTAL DOCUMENTATION

The proposed activity is not a project pursuant to CEQA because it is an activity that is excluded from the definition of a project by Section 15378(b) of the State CEQA Guidelines. The proposed actions are an administrative activity of the government, which will not result in direct or indirect changes to the environment and also constitutes planning and feasibility studies for possible future actions pursuant to Section 15262 of the State CEQA Guidelines.

An EIR prepared in accordance with CEQA will be completed for the Board's consideration before any discretionary actions related to the Hauled Water Initiative project are brought back to the Board. The Board retains its discretion to approve, modify or disapprove the proposed project based upon CEQA or any other grounds, and this recommendation does not commit the County to a definite course of action on the proposed Hauled Water Initiative project.

CONTRACTING PROCESS

On November 27, 2012, the Board directed the CEO, in conjunction with the Hauled Water Task Force (Task Force), which consists of Board deputies from the Third and Fifth Supervisorial Districts, and representatives from the Departments of Public Health (DPH), Regional Planning (DRP), DPW, County Counsel, and the CEO, to develop a work program, outreach plan, and estimated timeline for the issuance of a Request for Proposals (RFP) for purposes of retaining a consultant to prepare an Initial Study pursuant to CEQA; and to determine the appropriate environmental review required for the potential adoption of an ordinance implementing the draft "hauled water policy" for new single-family residential construction in unincorporated areas of Los Angeles County meeting specified criteria.

On April 26, 2013, DPW issued an RFP to three firms previously competitively selected and under its Master Services Agreement for submission of proposals regarding the environmental review analysis on hauled water. The RFP allowed firms to compete based on their experience and approach to manage a project of this complexity.

On May 29, 2013, the pre-proposers conference was conducted with the three environmental consulting firms currently under contract with DPW. All three firms attending the pre-proposal conference responded to the RFP deadline by August 22, 2013. The proposals were evaluated by an evaluation committee composed of members from the Task Force. The committee evaluated these proposals based on the firms technical expertise, experience, personal qualifications, and understanding of the work requirements.

The proposers' interviews were conducted on October 31, 2013, and November 7, 2013.

Based on the review and evaluations of these proposals, and the proposers' interviews, the evaluation committee confirmed that an EIR would be required for CEQA compliance, and determined that Sapphos Environmental, Inc. demonstrated that its firm was best qualified to provide the environmental review and assessment for this project.

Subsequently, on January 21, 2014, the Board authorized extensions to five consulting services agreements, including an amendment to the existing consultant services agreement with Sapphos Environmental, Inc., to extend the term of the agreement for one year to June 2, 2015, with an option for another extension to June 2, 2016, and the provision that work orders in process may be continued to completion. The recommended action authorizes increasing the not-to-exceed contract amount of this agreement by \$858,000, and includes a contingency fee up to 10 percent of the contract amount.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

There will be no impact on current County services or projects as a result of authorizing the recommended amendment agreement. This agreement will provide the necessary environmental assessment document for consideration of the potential use of a hauled water policy for future residential development in Los Angeles County.

CONCLUSION

Please return one adopted copy of this letter to the Chief Executive Office, Community Services Cluster and the Department of Public Works, Environmental Planning and Assessments Division.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'WTF', followed by a large, stylized flourish that resembles a heart or a large 'O' with a vertical line extending downwards from its center.

WILLIAM T FUJIOKA
Chief Executive Officer

WTF:RLR
AMT:os

c: Executive Office, Board of Supervisors
County Counsel
Public Works
Public Health
Regional Planning