



GAIL FARBER, Director

**COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS**

"To Enrich Lives Through Effective and Caring Service"

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January 05, 2016

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

21 January 19, 2016


PATRICK O'QUINN
ACTING EXECUTIVE OFFICER

**CONSTRUCTION-RELATED CONTRACT
AWARD OF CONSULTANT SERVICES AGREEMENTS FOR
AS-NEEDED ENVIRONMENTAL COMPLIANCE MANAGER SERVICES
(ALL SUPERVISORIAL DISTRICTS)
(3 VOTES)**

SUBJECT

This action is to award consultant services agreements for environmental compliance manager services in support of various road, flood control, landscaping, bridge, water, sewer, and aviation construction contracts throughout the County of Los Angeles.

IT IS RECOMMENDED THAT THE BOARD:

1. Find the proposed recommendations are exempt from the California Environmental Quality Act for the reasons stated in this Board letter and the record of the proposed recommendations.
2. Authorize the Director of Public Works or her designee to execute consultant services agreements with AECOM Technical Services, Inc., and EFI Global, Inc., to provide as-needed environmental compliance manager services for various County of Los Angeles construction projects for a three-year term, with two 1-year renewal options. Each consultant services agreement shall be for a not-to-exceed amount of \$1,250,000. The term of each consultant services agreement shall commence on the date of the full execution of the contract and shall extend for a period of three years from such commencement date. The expiration of the consultant services agreements is subject to the following condition: Where services for a given project have been authorized by the County of Los Angeles but are not completed by the consultant prior to the stated expiration date, the expiration date will be automatically extended solely to allow for the completion of such services.

3. Delegate authority to the Director of Public Works or her designee to amend previously authorized services and extend the contract expiration date as necessary to complete those previously authorized services when the amended services are previously unforeseen, related to a previously assigned scope of work on a given project, and are necessary for the completion of that given project.
4. Delegate authority to the Director of Public Works or her designee to supplement the initial not-to-exceed amount of \$1,250,000 for either of the above-referenced two agreements by up to 10 percent per amendment based on workload requirements. The aggregate amount, per agreement, of such amendments shall not exceed 25 percent of the original contract amount.
5. Delegate authority to the Director of Public Works or her designee to execute the two 1-year extension options on the above-referenced two agreements at the discretion of the Director of Public Works or her designee based upon the level of satisfaction with the services provided.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to award and delegate authority to the Director of Public Works or her designee to execute various consultant services agreements for environmental compliance manager services. These services will be used to augment the Department of Public Works staff and expertise in support of various public works construction projects located throughout the County of Los Angeles. Public Works anticipates that the State and local funded projects, which are currently under construction or which will be under construction during the terms of these agreements will require the use of these as-needed inspection services contracts.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness/Fiscal Sustainability (Goal 1) by increasing our ability to manage fluctuations in workload in a responsive manner and provide responsive, efficient, and high-quality public service. The recommended actions will help achieve this goal by providing for services facilitating the delivery of various construction projects.

FISCAL IMPACT/FINANCING

There will be no impact to the County's General Fund.

The total cost of the as-needed consultant services agreement shall not exceed \$1,250,000 million for each consultant for the initial three-year term and two 1-year option years, for a total maximum five-year period. The Director or her designee may supplement the amounts of these agreements by up to 10 percent per amendment based on workload requirements with an aggregate increase of 25 percent of the maximum amount, but only to the extent that there is sufficient approved budget capacity for the additional amounts.

Financing for these consultant services are included in various Public Works Funds Fiscal Year 2015 -16 Budgets. Funding to finance future contract years will be requested through the annual budget process. When the need arises for service under these contracts, financing for the environmental compliance manager services will be made from the appropriate fund. Total expenditures for these consultant services, however, will not exceed the amount approved by the Board.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

A standard consultant services agreement in the form previously approved by County Counsel will be used. The agreement will be in compliance with the Chief Executive Officer's and the Board's requirements.

The agreements will contain terms and conditions supporting the Board's ordinances, policies, and programs, including but not limited to: County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN/GROW), 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; Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; Defaulted Property Tax Reduction Program, Los Angeles County Code, Chapter 2.206; and the standard Board-directed clauses that provide for contract termination or renegotiation.

Data regarding the proposers' minority participation is on file with Public Works. The consultants were selected upon final analysis and consideration without regard to race, creed, gender, or color.

ENVIRONMENTAL DOCUMENTATION

The proposed activity is not a project pursuant to the California Environmental Quality Act (CEQA) because it is an activity that is excluded from the definition of a project by Section 15378(b) of the CEQA Guidelines. The proposed actions are an administrative activity of the government which will not result in direct or indirect changes to the environment.

CONTRACTING PROCESS

On June 8, 2015, Public Works issued a Request for Proposals (RFP). The RFP was posted on both the County's "Doing Business with Us" and the Public Works' "Contract Opportunities" websites.

On July 6, 2015, 15 firms responded to the RFP. An evaluation committee, consisting of Public Works' technical staff, evaluated the proposals as outlined in the RFP. The selected firms represent the highest rated firms to provide the required services based upon their technical expertise, proposed work plan, experience, personnel, qualifications, and understanding of the work requirements. These evaluations were completed without regard to race, creed, color, or gender. Based on the Evaluation Committee's review and evaluation of the proposals and oral interviews, the Evaluation Committee recommended AECOM Technical Services, Inc., and EFI Global, Inc., as the two highest rated firms to perform the specified services on an as-needed basis.

The Community Business Enterprises participation data and three-year contracting histories for the two selected firms are on file with Public Works.

Public Works has evaluated and determined that the Los Angeles County Code Chapter 2.201 (Living Wage Program) does not apply to the recommended agreements. These agreements are exempt from the requirements of Proposition A because the services are required on a part-time and

intermittent basis. The consultant services agreements include a cost-of-living adjustment provision in accordance with the Board policy, which was approved on January 29, 2002.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

There will be no negative impact on current County services or projects during the performance of the recommended consultant services agreements. These consultant services agreements will provide necessary as-needed environmental compliance manager services to support various County projects in an efficient manner, enhancing the delivery of County projects.

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Construction Division.

Respectfully submitted,



GAIL FARBER

Director

GF:JTS:ma

- c: Chief Executive Office (Rochelle Goff)
- County Counsel
- Executive Office
- Internal Services Department (Countywide Contract Compliance)