

CD No. 11

MOTION

The Bureau of Engineering (BOE) manages the On-Call Contracts for Emergency Repairs and Construction Services at the City of Los Angeles' (City) Wastewater Facilities (Contracts). The Board of Public Works (Board) approved the Contracts based on the evaluation criteria set forth in the Request for Qualifications and authorized the City Engineer to transmit and execute contract agreements with each contractor as needed. The term of the Contracts is set for five years but was extended by an additional five years and the Contracts will expire on October 12, 2027.

Under the guidelines for the list, the contractors are rotated to the bottom once they have been authorized to perform work or if they decline a project. The BOE is authorized to solicit work from the contractor at the top of the list.

As a result of a major flood event that occurred at the Hyperion Water Reclamation Plant (HWRP) on July 11, 2021, an emergency project, **Capital Improvement Project (CIP) 2519 HWRP Hyperion Incident Recovery C-7 and DICE II Facility Rehabilitation**, was initiated to rehabilitate the Biosolids Building (C-7) basement and the adjacent Dewatering Building's (DICE II) elevator shaft. The extent of damage to the C-7 and DICE II facilities was not immediately known after the flood event. However, following discoveries made over the course of CIP 2515 Division Maintenance Annex Rehabilitation Emergency Project, the CIP 2519 Project was initiated. The C-7 basement contains bathrooms, showers, a boiler room, and other rooms used by the HWRP staff. The elevators at the DICE II building are critical for the HWRP staff to maintain and operate the eight centrifuges used for dewatering of digested sludge. The initial scope of the project was to remediate lead-based paint and mold and repair the damage in the C-7 and DICE II facilities caused by the spill.

On September 1, 2022, the BOE requested and received via email, authorization from Commissioner Teresa Villegas to use the Emergency Pre-Qualified On-Call List to remediate, assess and begin repairs on the C-7 and DICE II facilities, with a not-to-exceed construction budget of \$500,000. The contract was accepted by Myers and Sons Construction (Myers and Sons) - via Emergency On-Call Contract No. C-130184.

During the initial remediation work in the DICE II elevator shaft, it was discovered that the exterior drywall and the bathroom adjacent to the elevator shaft contained mold that required additional testing and removal. Additionally, and due to the extent of repairs necessary to the DICE II elevator shaft, it was also determined that design plans for the DICE II elevator shaft scope of work were required for approval by the Los Angeles Department of Building and Safety (LADBS). This required additional cost and time to

complete. Following completion of the design, a new not-to-exceed budget is necessary to complete remediation work at the DICE II Facility.

Upon further assessment of the C-7 basement, it was determined that a detailed, LADBS approved design is required before any work can begin in this area. To avoid unnecessary extended overhead to retain the CIP 2519 contractor on standby while the City's C-7 remediation design is completed and approved by the LADBS, this motion serves to de-scope the C-7 remediation work as part of this Contract. In the meantime, the BOE will continue efforts to complete design of the C-7 remediation work expeditiously while determining and subsequently pursuing the necessary authority to use the most effective and equitable contracting method to execute the work.

Currently, BOE is requesting authorization from the Board for additional funding in the amount of \$516,000 for a not-to-exceed amount of \$1,016,000. This additional funding will allow the contractor to restore the DICE II elevator completely.

The project budget was approved by the Program Review Committee on June 14, 2023, in the amount of \$1,016,000.

There is no impact to the General Fund. Of the proposed funding not-to-exceed \$1,016,000, the amount expended and encumbered to date is \$1,008,974.92. Funding in the amount of \$7,025.08 is available in Wastewater System Commercial Paper B Construction Fund, Fund No. 70X, Department No. 50, Appropriation Unit No. 50YDBZ.

Funds and appropriations for future fiscal years are not yet identified and existing appropriations may change based on available cash balances. Therefore, funds and appropriations will be determined by the Director and General Manager of LA Sanitation and Environment or the designee.

Funding as of the date of this motion has been verified and approved by the Director of the Office of Accounting subject to terms and conditions and cash availability described above.

The City's liability under this contract shall only be to the extent of the present City appropriation to fund the contract. However, if the City shall appropriate funds for any succeeding years, the City's liability shall be extended to the extent of such appropriation, subject to the terms and conditions of the contract.

I THEREFORE MOVE that the Board authorize the execution of the Construction Order for this work to Myers and Sons in the amount not-to-exceed \$1,016,000, including contingency.

(EBW RMK AM)

Motion reviewed by:

BOE (ADM) and BOS (FMD)

Motion prepared by:

Environmental Engineering Division

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Statement as to funds approved by:



Miguel De La Peña, Director
Office of Accounting
Fund Ref. 70X/50/50YDBZ/\$7,025.08
Date: 3/15/2024

EBW/AM/NS/Motion No. MO10-2023_EED.gva

Questions regarding this
motion may be referred to:
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Respectfully submitted



ENGINEERING
Electronically signed by Ted Allen
on 2024.03.15 11:19 AM
P.00000000

Ted Allen, PE
City Engineer
Bureau of Engineering