



Karen Bass

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Board of Harbor Commissioners

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Executive Director

March 5, 2024

Honorable Members of the City Council of the City of Los Angeles

CD No. 15

Attention: Mr. Andrew Suh, City Clerk's Office

Subject: RESOLUTION NO. 23-10195: SIXTH AMENDMENT TO AMENDED AND RESTATED AGREEMENT NO. 17-3425-A BETWEEN THE CITY OF LOS ANGELES HARBOR DEPARTMENT AND WABTEC TRANSPORTATION SYSTEMS, LLC

Pursuant to Section 373 of the City Charter and Section 10.5 of the Los Angeles Administrative Code; enclosed for your approval is Resolution No. 23-10195 for the proposed Sixth Amendment is to continue development and operation of the Port Optimizer, which will enable the City of Los Angeles Harbor Department (Harbor Department) and Wabtec to enhance the existing Track and Trace and Control Tower modules and implement three new modules. The proposed Sixth Amendment will revise some terms of the agreement for the purpose of clarity, increase the not-to-exceed compensation by \$6,500,000 for a total agreement amount of \$34,600,420, and does not change the term which will conclude on November 3, 2026.

Expenditures incurred under Agreement No. 17-3425-A are the financial responsibility of the Harbor Department. There is no impact to the General Fund.

RECOMMENDATION FOR CITY COUNCIL:

- 1. ADOPT the determination by the Board of Harbor Commissioners that the proposed action is administratively and categorically exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II Section 2(f) and Article III Class 6(2) of the Los Angeles City CEQA Guidelines and;
2. APPROVE POLA Resolution No. 23-10195 for the proposed Sixth Amendment to Amended and Restated Agreement No. 17-3425-A to increase the not-to-exceed compensation by \$6,500,000 for a total agreement amount of \$34,600,420 in order to continue to develop, operate and support the Port Optimizer.

Respectfully Submitted,

[Handwritten signature of Amber M. Klesges]

AMBER M. KLESGES Commission Secretary

cc: Trade, Travel & Tourism Committee Councilwoman Park, Chair Councilman McOsker Councilman Soto-Martinez Heleen Ramirez, Mayor's Office Jacqueline Wagner, CAO Sergio Carrillo, CD15

Erick Martell, Mayor's Office Stephanie Magnien Rockwell, Harbor Representative Jim House, CAO Jennifer Sapone, CAO Kevin Brunke, CD11 Tristan Noack, CLA Anissa Raja, CD15