

ADMINISTRATIVE AND CATEGORICAL EXEMPTION and TRADE, TRAVEL AND TOURISM COMMITTEE REPORT relative to a proposed Sixth Amendment to Amended and Restated Agreement No. 17-3425-A between the Port of Los Angeles (POLA) and Wabtec Transportation Systems, LLC to enhance existing track and trace and control tower modules and implement three new modules for the Port Optimizer Project.

Recommendations for Council action:

1. ADOPT the determination by the Board of Harbor Commissioners (Board) that the proposed action is administratively and categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Article II, Section 2(f) and Article III, Class 6(2) of the City of Los Angeles CEQA Guidelines.
2. APPROVE the Sixth Amendment to Amended and Restated Agreement No. 17-3425-A between POLA and Wabtec Transportation Systems, LLC, to increase the not-to-exceed compensation by \$6,500,000, from \$28,100,420 to \$34,600,420, to continue to develop, operate, and support the Port Optimizer Project with no change in the term.
3. CONCUR with Board action on June 7, 2023, by Resolution No. 23-10195, authorizing the Executive Director, POLA, or designee, to execute the proposed Sixth Amendment to Restated Agreement No. 17-3425-A.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed Sixth Amendment to the Amended and Restated Agreement No. 17-3425-A with Wabtec Transportation Systems, LLC will increase the not-to-exceed compensation amount by \$6,500,000 for a total not-to-exceed amount of \$34,600,420. 2023-2024 funding of \$6,500,000 is available within the Harbor Revenue Fund, Information Technology Division, Account 54310 (Information Systems Consulting Services), Center 0640, Program 000. A termination for non-appropriation of funds clause is included in the Agreement. The recommendations in the report comply with the Department's Financial Policies. There is no impact on the City's General Fund.

Community Impact Statement: None submitted.

**TIME LIMIT FILE - MAY 8, 2024
(LAST DAY FOR COUNCIL ACTION -MAY 8, 2024)**

SUMMARY

At a regular meeting held on March 19, 2024, your Trade, Travel and Tourism Committee considered a Board of Harbor Commissioners report relative to a proposed Sixth Amendment to Restated Agreement No. 17-3425-A between the Port of Los Angeles (POLA) and Wabtec Transportation Systems, LLC to enhance existing track and trace and control tower modules and implement three new modules for the Port Optimizer Project. According to the Board report, 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, and does not change the term which will conclude on November 3, 2026.

After an opportunity for public comment was held, the Committee moved to approve the recommendations contained in the Board report dated March 5, 2024, as detailed above. This matter is now forwarded to City Council for consideration.

Respectfully submitted,

TRADE, TRAVEL AND TOURISM COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
PARK:	YES
MCOSKER:	YES
SOTO-MARTINEZ:	YES

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– NOT OFFICIAL UNTIL COUNCIL ACTS –