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Executive Director

December 6, 2024

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

CD No. 15

Attention: Heleen Ramirez, City Clerk's Office

Subject: RESOLUTION NO. 24-10444: SEVENTH 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. 24-10444 for the proposed Seventh Amendment to Amended and Restated Agreement No. 17-3425-A with Wabtec Transportation Systems, LLC (Wabtec Corporation). The proposed Amendment ("24-3425-G") adds a new scope of work and compensation to enable the City of Los Angeles Harbor Department (Harbor Department) to deliver its obligations to the California Containerized Ports Interoperability Grant Program, which awarded the Harbor Department a \$7,950,000 grant from the California Governor's Office of Business and Economic Development (GO-Biz). The Port of Los Angeles' Port Optimizer™ technology data portal will offer additional modules and enhancements to elevate the technology services provided to the port and its community as a result.

The proposed Seventh Amendment 24-3425-G will add three new modules delivered for the Grant Program at an additional cost of \$7,950,000 and revise the scope of work of the Sixth Amendment resulting in a cost reduction of \$1,000,000. Ultimately, approval of the proposed Amendment would increase not-to-exceed compensation by \$6,950,000 from \$34,600,420 currently to \$41,550,420 as proposed with no change to term of the Agreement which will conclude on November 3, 2026.

Expenditures incurred under Agreement No. 17-3425-A will continue to be the financial responsibility of the Harbor Department. Expenditures related to the proposed action will be reimbursed by the Grant Program. 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;
2. APPROVE POLA Resolution No. 24-10444 for the proposed Seventh Amendment 24-3425-G to Amended and Restated Agreement No. 17-3425-A between the City of Los Angeles Harbor Department and Wabtec Transportation Systems, LLC to increase the not-to-exceed compensation by \$7,950,000 for a total agreement amount of \$41,550,420 to continue to develop, operate and support the Port Optimizer;

Respectfully Submitted,

AMBER M. KLESGES
Commission Secretary

cc: Trade, Travel & Tourism Committee
Councilwoman Park, Chair
Councilman McOsker
Councilman Soto-Martinez
Councilman De Leon
Councilman Price

Erick Martell, Mayor's Office
Stephanie Magnien Rockwell, Harbor Representative
Jennifer Sapone, CAO
Jacqueline Wagner, CAO
Jeanne Min, CD15
Anissa Raja, CD15

Councilwoman Park
Tristan Noack, CLA
Aksel Palacios, CD15
Kevin Brunke, CD11