

REPORT FROM

## OFFICE OF THE CITY ADMINISTRATIVE OFFICER

---

---

Date: October 31, 2024

CAO File No. 0150-12822-0000

Council File No.

Council District: 6, 11

To: The Mayor

From: Matthew W. Szabo, City Administrative Officer



Reference: Correspondence from the Los Angeles World Airports Board of Airport Commissioners dated October 3, 2024 and October 15, 2024; referred by the Mayor for a report on October 7, 2024

Subject: **RESOLUTION NO. 28029 AND PROPOSED FIRST AMENDMENT TO CONTRACT DA-5543 WITH JOHNSON CONTROLS FIRE PROTECTION, LP, FOR LOS ANGELES FIRE DEPARTMENT CHIEF'S REGULATION 4 PROGRAM TESTING OF THE FIRE AND LIFE SAFETY PROTECTION SYSTEMS AT LOS ANGELES INTERNATIONAL AIRPORT AND VAN NUYS AIRPORT**

---

---

### RECOMMENDATION

That the Mayor:

1. Approve Los Angeles World Airports (LAWA) Board Resolution No. 28029 authorizing a proposed First Amendment to Contract DA-5543 with Johnson Controls Fire Protection, LP, to extend the existing three-year contract by 11 months, from May 12, 2025 to April 22, 2026, and increase the not to exceed contract limit by \$1,600,000, from \$3,184,388 to \$4,784,388, for supplementary Los Angeles Fire Department Chief's Regulation 4 Program Testing of the Fire and Life Safety, Smoke Control, Evacuation Control Systems, and Automated Closing Fire Assemblies at Los Angeles International Airport and Van Nuys Airport;
2. Adopt the California Environmental Quality Act (CEQA) determinations of the October 15, 2024 Board of Airport Commissioners (Board) Resolution 28029, that this action is exempt from CEQA pursuant to Article III, Class 1(4) and Article III, Class 9(2) of the Los Angeles City CEQA Guidelines; and
3. Authorize the LAWA Chief Executive Officer, or designee, to execute the proposed First Amendment upon approval as to form by the City Attorney and approval by the Council.

### SUMMARY

The Los Angeles World Airports (LAWA) Board of Airport Commissioners (Board) requested approval of its October 15, 2024 Resolution 28029, authorizing a proposed First Amendment to

Contract DA-5543 with Johnson Controls Fire Protection, LP (referred to as “Johnson Controls”). The contract, initially approved by the Board on April 14, 2022 (Resolution 27481), covers supplementary Los Angeles Fire Department Chief’s Regulation 4 Program Testing (known as “Regulation 4 Testing”) of the Fire and Life Safety, Smoke Control, Evacuation Control Systems, and Automated Closing Fire Assemblies (collectively referred to as “Fire and Life Safety Systems” or “FLSS”) at Los Angeles International Airport and Van Nuys Airport (collectively referred to as “Airports”)

Approval of the proposed First Amendment will extend the contract’s three-year term for an additional 11 months, from May 12, 2025 to April 22, 2026, for a total of three years and 11 months, and increase the not to exceed contract limit by \$1,600,000, from \$3,184,388 to \$4,784,388. Additionally, the amendment will expand the contract’s scope to include backup coverage for the new Regulation 4 Testing contracts being implemented by LAWA.

The proposed amendment to the contract has been approved as to form by the City Attorney. Pursuant to Charter Section 373 and Los Angeles Administrative Code Section 10.5, Council approval is required because the cumulative term of the contract, including the proposed amendment, exceeds three years. Our Office has reviewed the request and recommends approval.

## **BACKGROUND**

*Interagency Cooperative Contracts* – Charter Section 371 (e)(8) allows City departments to enter cooperative agreements with other government agencies without competitive bidding for purchases, as well as professional, scientific, expert, or technical services. This provision enhances operational flexibility and efficiency by permitting City Departments to use existing contracts established through government cooperative agreements, instead of engaging in competitive procurement processes.

*Cooperative Purchasing Program* – Sourcewell operates as a local government agency, specifically created to serve educational and government entities through its cooperative purchasing program. Sourcewell manages solicitation requirements and provides vendors with access to an established network of awarded contracts, facilitating connections with potential prospects. Because of the large number of participants involved in this arrangement, participating agencies receive significant price discounts and increased product availability.

*Johnson Controls Contract with Sourcewell* – Johnson Controls entered into Contract No. 030421-JHN with Sourcewell on April 30, 2021, to provide Regulation 4 Testing of the FLSS to Sourcewell and entities participating in Sourcewell’s cooperative purchasing contracts. The term of the agreement expires on April 22, 2026.

*Regulation 4 Testing* - Regulation 4 testers performing services in Los Angeles must be certified through the Los Angeles Fire Department’s certification program and obtain a Regulation 4 Certificate of Fitness. Regulation 4 Testing is a comprehensive assessment process that verifies the proper operation of fire protection equipment and systems. Certified Regulation 4 technicians use specialized devices to test critical safety systems across all airport terminals and facilities, with

most testing conducted at night due to reduced airport activity. LAWA's five current five certified testers are insufficient to complete all required inspections at its facilities.

*LAWA's Decision to Join Sourcewell's Cooperative Agreement* – LAWA initially considered a competitive bid process for Regulation 4 Testing, however, the Department decided against this approach as a result of time constraints and the challenges of securing certified technicians. Recognizing that Sourcewell had already competitively awarded a contract to Johnson Controls for these services, LAWA determined joining Sourcewell's cooperative agreement would be more efficient and cost-effective, given that the Department's five certified technicians were insufficient to complete all the required inspections at its facilities.

*LAWA's Existing Contract* – On April 14, 2022 (Resolution 27481), the Board approved LAWA to participate in Sourcewell's cooperative agreement (030421-JHN). This agreement allowed LAWA to enter into Contract No. DA-5543 with Johnson Controls, a Sourcewell-cooperative contract participant, for a three-year term period and a contract amount not to exceed \$3,184,388. The contract covers Regulation 4 testing, repair, and monitoring of the FLSS at LAWA and the airports, including smoke control and evacuation control systems on certain buildings. The term of the contract commenced on May 13, 2022 and expires on May 12, 2025.

*First Amendment* - On October 3, 2024 and October 15, 2024, the Board approved a LAWA staff report and Resolution 28029 requesting authority to extend the contract with Johnson Controls by 11 months, to April 22, 2026, and increase the funding by \$1,600,000. The proposed contract extension and additional funding will maintain LAWA's Facility Management Division's (FMD) Regulation 4 Testing services through the duration of the Sourcewell-Johnson Controls agreement. Further, LAWA requests to expand the scope of the Johnson Controls contract to provide backup testing for one new Regulation 4 Testing contract and two pending awards, ensuring continuous compliance with required safety inspections. All other terms and conditions of the contract and this amendment remain unchanged.

*Procurement for Fire and Testing Contracts* – On October 24, 2024, LAWA's FMD executed a Regulation 4 Testing contract with McKendry Door Sales for automatic closing fire door assemblies. The Department is also finalizing contracts with two additional vendors: 1) Won Doors for fire door testing, and 2) Doors Systems, Inc. for smoke containment systems testing. Both contracts are expected to be awarded by the fourth quarter of 2024.

*Expenditure Summary* – An estimated 83 percent or \$2,651,388 of the total \$3,184,388 appropriated for the Johnson Controls contract has been exhausted. An additional \$500,000 is expected to be expended by December 31, 2024, leaving a balance of one percent, or \$33,000. The remaining contract authority, combined with the proposed \$1,600,000 increase in the First Amendment, will bring the total available funds for the remaining term to \$1,633,000, which is sufficient to maintain Regulation 4 Testing services until the contract expires on April 22, 2026. The table below summarizes the contract activities and the additional funds necessary to carry out the work included in the proposed First Amendment.

<b>Johnson Controls – Contract No. DA-5543 Contract Authority and Expenditures</b>	
Description of Budget Activities	Amount
Original Contract Authority, April 14, 2022	<b>\$3,184,388</b>
Total Expenditures	
Actual Expenditures through October 31, 2024	(\$2,651,388)
<u>Anticipated Expenditures through December 31, 2024</u>	<u>(500,000)</u>
Total Expenditures	<b>(\$3,151,388)</b>
Remaining Contract Value (Original Contract Authority less Total Contract Expenditures)	\$33,000
Proposed First Amendment Increase	\$1,600,000
<u>Remaining Contract Value</u>	<u>33,000</u>
<b>New Funding Available</b>	<b>\$1,633,000</b>
<b>New Contract Value</b> (Original Contract Authority plus Proposed First Amendment Amount)	<b>\$4,784,388</b>

## CITY COMPLIANCE

*Small Business Enterprise (SBE), Local Business Enterprise (LBE), Local Small Business Enterprise (LSBE), and Disabled Veterans Business Enterprise (DVBE) Participation* – LAWA staff reported that this contract is not subject to the City’s Business Enterprise programs provisions because no subcontracting opportunities for Regulation 4 Testing were identified.

*Charter Section 1022* – The Department determined that the work specified in the proposed contract is not subject to the provisions of Charter Section 1022 on the use of independent contractors.

*California Environmental Quality Act (CEQA)* – As stated in Resolution 28029 on October 15, 2024, the Board adopted LAWA staff’s determination that the restoration or rehabilitation of deteriorated or damaged structures, facilities or mechanical equipment and systems to meet current standards of public health, safety and environmental protection for the underlying contract is exempt from CEQA pursuant to Article III, Class 1(4) of the Los Angeles City CEQA Guidelines; and in addition, activities of City departments, bureaus, divisions, sections, offices or officers limited entirely to inspection, to check for performance of an operation, or the quality or safety of a project are exempt from CEQA pursuant to Article III, Class 9(2)

The proposed First Amendment includes provisions to ensure compliance with applicable City Ordinances, contracting, and insurance requirements. The amendment has been reviewed and approved as to form by the City Attorney. In accordance with Charter Section 373 and Administrative Code Section 10.5(a) and 10.5 (b)(2), the proposed amendment requires Council approval because the total term of the contract, including the proposed First Amendment, exceeds three years. Our Office recommends approval.

## **FISCAL IMPACT STATEMENT**

Approval of the proposed First Amendment to DA-5543 with Johnson Controls Fire Protection, LP, to extend the term by 11 months and increase the contract limit by \$1,600,000 will have no impact on the City's General Fund. Costs will be recovered through landing fees, terminal rates and charges, and non-aeronautical revenues. Funds for the proposed amendment are included in Los Angeles World Airports' Fiscal Year 2024-25 Operating Budget in LAX Cost Center 1150070 – Central Utility Plant, Commitment Item 522 – Materials and Supplies and LAX Cost Center 1150065 - Facilities and Technical Services Unit, Commitment Item 522 – Materials and Supplies. Funding for subsequent years will be requested as part of LAWA's annual budget process. The recommendations in this report comply with the Los Angeles World Airports' adopted Financial Policies.

Attachment 1 – BOAC October 3, 2024 and October 15, 2024 Resolution No. 28029

*MWS/PJH/JVW:DLG:10250098*



October 3, 2024

The Honorable Karen Bass  
Mayor, City of Los Angeles  
City Hall – Room 303  
Los Angeles, CA 90012

ATTN: Thomas Arechiga, Deputy Legislative Coordinator

LAX

Van Nuys

City of Los Angeles

Karen Bass  
Mayor

Board of Airport  
Commissioners

Karim Webb  
President

Matthew M. Johnson  
Vice President

Vanessa Aramayo  
Courtney La Bau  
Victor Narro  
Nicholas P. Roxborough  
Valeria C. Velasco

John Ackerman  
Chief Executive Officer

RE: Request to adopt the following report and approve and execute the First Amendment to Contract DA-5543 with Johnson Controls Fire Protection LP

In accordance with Executive Directive No. 4, we are transmitting a copy of the specified board report for the request to adopt the following report and approve and execute the First Amendment to Contract DA-5543 with Johnson Controls Fire Protection LP. The First Amendment will increase the contract authority by \$1,600,000 for a total amount not to exceed \$4,784,388, and extend the term through April 22, 2026 for supplementary Los Angeles Fire Department Chiefs Regulation Number 4 Program Testing of the Fire and Life Safety, Smoke Control, Evacuation Control Systems, and Automated Closing Fire Assemblies at Los Angeles International Airport.

City Council approval is required pursuant to Section 373 of the Los Angeles City Charter.

Sincerely,

Becca Doten  
Chief of Staff

BD:MSA:kfs





4  
Number  
Page

## Report to the BOARD OF AIRPORT COMMISSIONERS

*R. J. Connolly*  
Approver: \_\_\_\_\_  
Richard J. Connolly, Deputy Executive Director  
Facilities Management Division

*Brian C. Ostler*  
Reviewer: \_\_\_\_\_  
Brian C. Ostler, City Attorney

*John Ackerman*  
\_\_\_\_\_  
John Ackerman, Chief Executive Officer

Meeting Date  
10/3/2024

Needs Council Approval:  Y

Reviewed for/by	Date	Approval Status	By
Finance	9/10/2024	<input checked="" type="checkbox"/> Y <input type="checkbox"/> NA	JS
CEQA	8/30/2024	<input checked="" type="checkbox"/> Y	VW
Procurement	9/10/2024	<input checked="" type="checkbox"/> Y <input type="checkbox"/> Cond	KK
Guest Experience	9/3/2024	<input checked="" type="checkbox"/> Y	TB
Strategic Planning	9/9/2024	<input checked="" type="checkbox"/> Y	BNZ

### SUBJECT

Request to adopt the following report and approve and execute the First Amendment to Contract DA-5543 with Johnson Controls Fire Protection LP. The First Amendment will increase the contract authority by \$1,600,000 for a total amount not to exceed \$4,784,388, and extend the term through April 22, 2026 for supplementary Los Angeles Fire Department Chief's Regulation Number 4 Program Testing of the Fire and Life Safety, Smoke Control, Evacuation Control Systems, and Automated Closing Fire Assemblies at Los Angeles International Airport.

### DISCUSSION

#### 1. Purpose

The proposed action will allow Johnson Controls Fire Protection LP (Johnson Controls) to continue Los Angeles Fire Department (LAFD) Chief's Regulation 4 testing as described.

#### 2. Prior Related Actions/History of Board Actions

- **April 14, 2022 - Resolution No. 27481 (DA-5543)**

The Board of Airport Commissioners (Board) approved joining Sourcewell Contract No. 030421-JHN and awarded a three-year contract to Johnson Controls for an amount not to exceed \$3.2 million. This contract expires on May 12, 2025.

### 3. Background

The LAFD Chief's Regulation 4 Program (Regulation 4) is a testing program intended to 1) ensure maintenance of fire protection equipment and 2) ensure that fire and life safety protection systems (FLSS) function as intended when a new system is installed, or when an existing system is upgraded.

The process requires an initial test when a new system is installed and recurrent testing at either one or five-year intervals. Regulation 4 also requires the annual testing and certification of said equipment and FLSS by a certified Regulation 4 tester.

Sourcewell is a governmental unit under the State of Minnesota. Los Angeles World Airports joined the Sourcewell Contract with Johnson Controls in 2022.

### 4. Current Action/Rationale

Staff request approval to extend Contract DA-5543 to coincide with the Sourcewell Contract's expiration date of April 22, 2026, in order to ensure uninterrupted Regulation 4 testing services.

To date, the Facilities Management Division (FMD) has expended 79 percent of the contract authority, and it is anticipated that the contract will be exhausted by December 2024. Therefore, FMD also requests to increase the authority by \$1.6 million to cover anticipated expenses through the 2026 expiration date.

Previously, LAWA also established contracts with other vendors related to different aspects of Regulation 4 compliance. To consolidate some of these contracts, this action also requests adding scope to the Johnson Controls contract to provide backup coverage for Regulation 4 testing, pending the review and establishment of new Regulation 4 testing contracts. These anticipated costs are included in the amendment.

### 5. Fiscal Impact

Costs for this contract will be recovered through landing fees, terminal rates and charges, and non-aeronautical revenues.

### 6. Alternatives Considered

- ***Issue Requests for Bids***

While the issuance of a competitive process was considered, staff determined that extending the term of the Johnson Controls contract would be more advantageous. Johnson Controls have been certified by the LAFD to provide the needed testing services and have also developed a testing schedule and procedure that minimizes any operational disruptions.

## APPROPRIATIONS

Funds for this contract are available in the Fiscal Year 2024-2025 Los Angeles World Airports Operating Budget in LAX Cost Center 1150070 – Central Utility Plant, Commitment Item 522 - Materials and Supplies and LAX Cost Center 1150065 - Facilities and Technical Services Unit, Commitment Item 522 - Materials and Supplies. Funding for subsequent years will be requested

as part of the annual budget process.

## **STANDARD PROVISIONS**

The Board is hereby requested to adopt staff's determination that the restoration or rehabilitation of deteriorated or damaged structures, facilities or mechanical equipment and systems to meet current standards of public health, safety and environmental protection is exempt from California Environmental Quality Act (CEQA) requirements pursuant to Article III, Class 1 (4) of the Los Angeles City CEQA Guidelines; and, in addition, activities of City departments, bureaus, divisions, sections, offices or officers limited entirely to inspection, to check for performance of an operation, or the quality or safety of a project are exempt from CEQA requirements pursuant to Article III, Class 9 (2).

The proposed document(s) is/are subject to approval as to form by the City Attorney.

Actions taken on this item by the Board of Airport Commissioners will become final pursuant to the provisions of Los Angeles City Charter Section 373.

October 15, 2024

The Honorable City Council  
of the City of Los Angeles  
(via email)

*Subject:* First Amendment to Contract DA-5543 with Johnson Controls Fire Protection LP

Enclosed for your consideration is the First Amendment to Contract DA-5543 with Johnson Controls Fire Protection LP that was approved by the Board of Airport Commissioners at its October 3, 2024 meeting. There is no impact to the General Fund.

LAX

Van Nuys

City of Los Angeles

Karen Bass  
Mayor

Board of Airport  
Commissioners

Karim Webb  
President

Matthew M. Johnson  
Vice President

Vanessa Aramayo  
Courtney La Bau  
Victor Narro  
Nicholas P. Roxborough  
Valeria C. Velasco

John Ackerman  
Chief Executive Officer

**RECOMMENDATIONS FOR CITY COUNCIL:**

1. Concur with said Board's adoption of staff's determination that the action is exempt from the California Environmental Quality Act (CEQA) requirements pursuant to Article III, Class 1 (4) and Article III, Class 9 (2) of the Los Angeles City CEQA Guidelines; and
2. Approve the First Amendment to Contract DA-5543 with Johnson Controls Fire Protection LP to increase the contract authority by \$1,600,000, for new total not to exceed \$4,784,388, and extend the term through April 22, 2026, covering supplementary Los Angeles Fire Department Chief's Regulation 4 Program testing of the fire and life safety, smoke control, evacuation control systems, and automatic closing fire assemblies at Los Angeles International Airport; and
3. Further concur with said Board's action on October 3, 2024, by Resolution 28029, authorizing execution of said First Amendment to Contract DA-5543 with Johnson Controls Fire Protection LP.

This document and its attachments are advisory only and do not constitute a complete and official submittal to the City Council. The official submittal, including this document and its attachments, will be submitted electronically to the City Council and the Council File Management System pursuant to Charter Section 373 via the City Clerk's website when the file is complete.

Very truly yours,



Grace Miguel, Commission Executive Assistant II  
BOARD OF AIRPORT COMMISSIONERS

Enclosures

cc: CAO (Airport Analyst), e-file  
CLA (Airport Analyst), e-file



RESOLUTION NO. 28029

WHEREAS, on recommendation of Management, there was presented for approval, First Amendment to Contract DA-5543 with Johnson Controls Fire Protection LP to increase the contract authority by \$1,600,000, for new total not to exceed \$4,784,388, and extend the term through April 22, 2026, covering supplementary Los Angeles Fire Department Chief's Regulation 4 Program testing of the fire and life safety, smoke control, evacuation control systems, and automatic closing fire assemblies at Los Angeles International Airport; and

**LAX**  
**Van Nuys**  
**City of Los Angeles**  
Karen Bass  
Mayor

WHEREAS, the Los Angeles Fire Department Chief's Regulation 4 Program (Regulation 4) is a testing program intended to ensure maintenance of fire protection equipment and ensure that fire and life safety protection systems (FLSS) function as intended when a new system is installed, or when an existing system is upgraded. The process requires an initial test when a new system is installed and recurrent testing at either one- or five-year intervals. Regulation 4 also requires the annual testing and certification of said equipment and FLSS by a certified Regulation 4 tester; and

**Board of Airport Commissioners**  
Karim Webb  
President

WHEREAS, in April 2022, by Resolution 27481, Los Angeles World Airports (LAWA) entered into said Contract DA-5543 with Johnson Controls Fire Protection LP (Johnson), by joining Sourcewell Contract 030421-JHN. Contract DA-5543 expires on May 12, 2025; and

Matthew M. Johnson  
Vice President

WHEREAS, with the term extension, LAWA's Contract DA-5543 will coincide with Sourcewell contract's expiration date of April 22, 2026 and will ensure uninterrupted Regulation 4 testing services; and

Vanessa Aramayo  
Courtney La Bau  
Victor Narro  
Nicholas P. Roxborough  
Valeria C. Velasco

WHEREAS, to date, LAWA has expended 79% of the contract authority, and it is anticipated that the contract will be exhausted by December 2024. The increase of \$1,600,000 in contract authority will cover anticipated expenses through the 2026 expiration date; and

John Ackerman  
Chief Executive Officer

WHEREAS, previously, LAWA also established contracts with other vendors related to different aspects of Regulation 4 compliance. To consolidate some of those contracts, this item also requested adding scope to the Johnson contract to provide backup coverage for Regulation 4 testing, pending the review and establishment of new Regulation 4 testing contracts. The anticipated costs are included in the Amendment; and

WHEREAS, funds for the contract are available in the Fiscal Year 2024-2025 LAWA Operating Budget in LAX Cost Center 1150070 – Central Utility Plant, Commitment Item 522 – Materials and Supplies, and in LAX Cost Center 1150065 – Facilities and Technical Services Unit, Commitment Item 522 – Materials and Supplies. Funding for subsequent years will be requested as part of the annual budget process; and

WHEREAS, actions taken on this item by the Board of Airport Commissioners will become final pursuant to the provisions of Los Angeles City Charter Section 373;

NOW, THEREFORE, BE IT RESOLVED that the Board of Airport Commissioners adopted the staff report; further adopted staff's determination that this item, involving restoration or rehabilitation of deteriorated or damaged structures, facilities or mechanical equipment and systems to meet current standards of public health, safety and environmental protection, is exempt from California Environmental Quality Act (CEQA) requirements pursuant to Article III, Class 1 (4) of the Los Angeles City CEQA Guidelines, and, in addition, activities of City departments, bureaus, divisions,



sections, offices or officers limited entirely to inspection, to check for performance of an operation, or the quality or safety of a project are exempt from CEQA requirements pursuant to Article III, Class 9 (2); approved the First Amendment to Contract DA-5543 with Johnson Controls Fire Protection LP to increase the contract authority by \$1,600,000, for new total not to exceed \$4,784,388, and extend the term through April 22, 2026, covering supplementary Los Angeles Fire Department Chief's Regulation 4 Program testing of the fire and life safety, smoke control, evacuation control systems, and automatic closing fire assemblies at Los Angeles International Airport; and authorized execution of said First Amendment.

o0o

I hereby certify that this Resolution No. 28029 is true and correct, as adopted by the Board of Airport Commissioners at its Regular Meeting held on Thursday, October 3, 2024.

A handwritten signature in blue ink, appearing to read "Grace Miguel".

Grace Miguel – Secretary  
BOARD OF AIRPORT COMMISSIONERS

**FIRST AMENDMENT TO CONTRACT NO. DA- 5543  
BETWEEN THE CITY OF LOS ANGELES AND JOHNSON CONTROLS  
FIRE PROTECTION LP FOR SUPPLEMENTARY LOS ANGELES FIRE MARSHALL  
REGULATION 4 TESTING OF THE FIRE LIFE AND SAFETY SYSTEM,  
SMOKE CONTROL, AND EVACUATION CONTROL SYSTEMS  
AT LOS ANGELES WORLD AIRPORTS**

THIS FIRST AMENDMENT TO CONTRACT NO. DA-5543 is made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2024, between the **CITY OF LOS ANGELES**, a municipal corporation (hereinafter referred to as “City”), acting by order of and through its **BOARD OF AIRPORT COMMISSIONERS** (herein referred to as “Board”) of the **DEPARTMENT OF AIRPORTS** (hereinafter referred to as “Department” or “LAWA”) and **JOHNSON CONTROLS FIRE PROTECTION LP** (hereinafter referred to as “Consultant”).

**RECITALS**

WHEREAS, City’s Department of Airports known formally as Los Angeles World Airports (“LAWA”) is responsible for the management and administration of this Contract; and

WHEREAS, City and Consultant entered into Contract No. DA-5543 (the “Contract”) dated May 13, 2022, for supplementary Los Angeles Fire Marshall Regulation 4 Testing of the Fire Life and Safety, Smoke Control, and Evacuation Control Systems at Los Angeles World Airports (hereinafter referred to as “Project”); and

WHEREAS, the original term of the Agreement was for three (3) years commencing; and

WHEREAS the original Contract award was for the not-to-exceed amount of Three Million One Hundred Eighty-Four Thousand Three Hundred and Eighty-Eight and 00/100 Dollars (\$3,184,388.00); and

WHEREAS, the Parties both agree to extend the term of the Contract to April 22, 2026, and increase the Contract not-to-exceed amount by an additional One Million Six Hundred Thousand Dollars (\$1,600,000.00), from Three Million One Hundred Eighty-Four Thousand Three Hundred and Eighty-Eight and 00/100 Dollars (\$3,184,388.00), for a total of Four Million Seven Hundred Eighty-Four Thousand Three Hundred Eighty-Eight and 00/100 Dollars (\$4,784,388.00); and

NOW, THEREFORE, in consideration of the promises and of the terms and covenants and conditions hereinafter contained to be kept and performed by the respective parties hereto, do mutually agree that the Contract is **HEREBY AMENDED AS FOLLOWS**:

## AMENDMENT

Section 1.0 of Contract DA-5543, is amended and restated in its entirety to read:

**Section 1.0 Term of Contract.** Notwithstanding any other provision in this Contract, the term of this Contract shall commence on the Effective Date, and shall expire no later than April 22, 2026, thereafter (the "Term"); subject, however, to earlier termination pursuant to the terms of this Contract. LAWA may terminate this Contract without cause and without liability for damages upon giving the Contractor a thirty (30) day advance written notice or as otherwise provided herein.

Section 2.2 of the Contract is amended and restated in its entirety to read:

**Section 2.2** The City shall pay Contractor for the facility, maintenance, repair and operation services supplied by Contractor pursuant to this Contract in accordance with the terms of the Sourcewell Contract Documents. The fees to be paid to the Contractor by the City for the services and associated products and supplies provided under this Contract shall not exceed Four Million Seven Hundred Eighty-Four Thousand Three Hundred Eighty-Eight and 00/100 Dollars (\$4,784,388.00).

It is understood and agreed by and between the parties hereto that, except as specifically provided herein, this First Amendment shall not in any manner alter, change, modify, or affect any of the rights, privileges, duties or obligations of either of the parties hereto under or by reason of Contract No. DA-5543 and except as expressly amended herein, all terms, covenants, and conditions of Contract No. DA-5543, and all amendments thereto, shall remain in full force and effect.

[Remainder of This Page Intentionally Left Blank]

IN WITNESS WHEREOF, the Department has caused this First Amendment to be executed on its behalf by the CEO and Consultant has caused the same to be executed by its duly authorized officers, all as of the day and year first hereinabove written.

APPROVED AS TO FORM:  
HYDEE FELDSTEIN SOTO  
City Attorney

**CITY OF LOS ANGELES**

By signing below, the signatory attests that they have no personal, financial, beneficial, or familial interest in this Contract.

Date: \_\_\_\_\_

By: \_\_\_\_\_

Chief Executive Officer  
Department of Airports

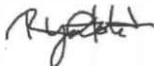
By: \_\_\_\_\_  
Deputy/Assistant City Attorney

By: \_\_\_\_\_

Chief Financial Officer  
Department of Airports

ATTEST:

**JOHNSON CONTROLS FIRE  
PROTECTION LP**

By:  \_\_\_\_\_  
Signature (Secretary)

By:  \_\_\_\_\_  
Signature

**Ramon Ryan Tolentino**  
\_\_\_\_\_  
Print Name

**ANdrew Krynen**  
\_\_\_\_\_  
Print Name

**General Manager**  
\_\_\_\_\_  
Print Title

[SEAL]