

RESOLUTION NO. 27201

WHEREAS, on recommendation of Management, there was presented for approval, Fourth Amendment to Contract DA-5250 with Demetriou, Del Guercio, Springer & Francis LLP to increase the contract authority by \$275,000, for new total not to exceed \$1,175,000, and extend the term thru April 22, 2022, covering legal services to assist Los Angeles World Airports and the City Attorney's Office with real estate matters; and

LAX

Van Nuys

City of Los Angeles

Eric Garcetti
Mayor

Board of Airport
Commissioners

Sean O. Burton
President

Valeria C. Velasco
Vice President

Gabriel L. Eshaghian
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Dr. Cynthia A. Telles
Karim Webb

Justin Erbacci
Chief Executive Officer

WHEREAS, under its contract, the firm has been representing Los Angeles World Airports (LAWA) and the City of Los Angeles in numerous matters, including the Flying Food Group litigation, assistance with development of the ConRAC contract with the various rental car companies, Manchester Square-related matters, leases for non-LAWA tenants at the LAWA-owned Skyview Office complex, litigation with the National Aeronautics and Space Administration (NASA), assistance with leases with tenants at Van Nuys Airports (VNY), assistance with the rent relief amendments of the various leases and concession agreements at Los Angeles International Airport (LAX) and VNY, negotiations with tenants at VNY for rental rate adjustments, assistance in development of the Request for Proposals (RFP) for the Northside development, and ongoing advice; and

WHEREAS, extension of the contract by six (6) months will allow for completion of the RFP process for choosing of outside counsel to assist with real property advice and litigation services. There is insufficient in-house City Attorney staff with this specialized expertise. Also, hiring additional in-house City Attorney staff for the work is impractical as it would not meet the immediate need for counsel with specialized expertise and experience on the matter. The City Attorney's Office will continue to provide legal services as well as closely manage the firm's services; and

WHEREAS, funds for the Amendment are currently available in the Fiscal Year 2020-2021 LAWA Operating Budget in Cost Center 1110004 – Legal Services Division, Commitment Item 520 – Contractual Services. Funds for subsequent periods will be requested as part of the annual budget process; and

WHEREAS, this action, as a continuing administrative activity, is exempt from California Environmental Quality Act (CEQA) requirements pursuant to Article II, Section 2.f. of the Los Angeles City CEQA Guidelines; and

WHEREAS, Demetriou, Del Guercio, Springer & Francis LLP is required to comply with the provisions of City Charter Section 609(e) and related ordinances; and

WHEREAS, Demetriou, Del Guercio, Springer & Francis LLP is required by contract to comply with the provisions of the Living Wage Ordinance; and

WHEREAS, Demetriou, Del Guercio, Springer & Francis LLP is required by contract to comply with the provisions of the Affirmative Action Program and the Child Support Obligations Ordinance; and

WHEREAS, Demetriou, Del Guercio, Springer & Francis LLP has been assigned Business Tax Registration Certificate 0000030203-0001-8; and

WHEREAS, Demetriou, Del Guercio, Springer & Francis LLP has approved insurance documents, in the terms and amounts required on file with LAWA; and



WHEREAS, pursuant to Charter Section 1022, it has been determined that the work specified in the contract can be performed more feasibly or economically by an Independent Contractor than by City employees; and

WHEREAS, Demetriou, Del Guercio, Springer & Francis LLP has submitted the Contractor Responsibility Program Pledge of Compliance, and will comply with the provisions of the Contractor Responsibility Ordinance; and

WHEREAS, Demetriou, Del Guercio, Springer & Francis LLP has been determined by the Office of Contract Compliance to be in full compliance with the provisions of the Equal Benefits Ordinance; and

WHEREAS, Demetriou, Del Guercio, Springer & Francis, LLP will be required to comply with the provisions of the First Source Hiring Program for all non-trade LAX jobs; and

WHEREAS, Demetriou, Del Guercio, Springer & Francis LLP has submitted the Bidder Certification CEC Form 50 and Bidder Contributions CEC Form 55, and will comply with its provisions; 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; determined that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article II, Section 2.f. of the Los Angeles City CEQA Guidelines; found that the work can be performed more economically or feasibly by an independent contractor than by City employees; approved the Fourth Amendment to Contract DA-5250 with Demetriou, Del Guercio, Springer & Francis LLP to increase the contract authority by \$275,000, for new total not to exceed \$1,175,000, and extend the term thru April 22, 2022, covering legal services to assist Los Angeles World Airports and the City Attorney's Office with real estate matters; and authorized the Chief Executive Officer to execute said Fourth Amendment to Contract DA-5250 with Demetriou, Del Guercio, Springer & Francis LLP after approval as to form by the City Attorney and approval by the Los Angeles City Council.

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I hereby certify that this Resolution No. 27201 is true and correct, as adopted by the Board of Airport Commissioners at its Regular Meeting held on Thursday, February 18, 2021.



Grace Miguel – Secretary
BOARD OF AIRPORT COMMISSIONERS