

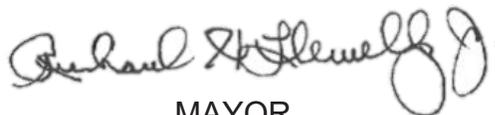
0150-11923-0000

**T R A N S M I T T A L**

TO The Council	DATE  08/20/21	COUNCIL FILE NO.
FROM The Mayor	COUNCIL DISTRICT 4, 5, and 13	

**Second Supplemental Agreement with Fehr & Peers for the Continued Provision of Transportation Consulting Services**

Transmitted for your consideration. See the City Administrative Officer report attached.



MAYOR

(Rich Llewellyn for)

MWS:NSC:02220009C

**Report From**  
**OFFICE OF THE CITY ADMINISTRATIVE OFFICER**  
**Analysis of Proposed Contract**  
(\$25,000 or Greater and Longer than Three Months)

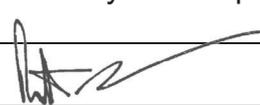
To: The Mayor	Date: 07/26/2021	C.D. No. 4, 5, and 13	CAO File No.: 0150-11923-0000				
Contracting Department/Bureau: Department of City Planning		Contact: Devon Zatorski – (213) 978-1253					
Reference: Department of City Planning transmittal dated June 23, 2021; Received by the City Administrative Officer June 24, 2021; Additional information received through July 13, 2021							
Purpose of Contract: Transportation consulting services							
Type of Contract: ( ) New contract (X) Amendment, Contract No. C-124592		Contract Term Dates: September 9, 2014 through December 31, 2021					
Contract/Amendment Amount: \$0							
Proposed amount \$0 + Prior award(s) \$1,549,700 = Total \$1,549,700							
Source of funds: Planning Long-Range Planning Fund							
Name of Contractor: Fehr & Peers							
Address: 600 Wilshire Boulevard, 1050, Los Angeles, CA 90017							
	Yes	No	N/A	Contractor has complied with:	Yes	No	N/A
1. Council has approved the purpose	X			8. Business Inclusion Program	X		
2. Appropriated funds are available	X			9. Equal Benefits & First Source Hiring Ordinances	X		
3. Charter Section 1022 findings completed	X			10. Contractor Responsibility Ordinance	X		
4. Proposals have been requested	X			11. Disclosure Ordinances	X		
5. Risk Management review completed	X			12. Bidder Certification CEC Form 50	X		
6. Standard Provisions for City Contracts included	X			13. Prohibited Contributors (Bidders) CEC Form 55	X		
7. Workforce that resides in the City: 12%				14. California Iran Contracting Act of 2010	X		

**RECOMMENDATION**

That the Council, subject to the approval of the Mayor, authorize the Director of Planning, or designee, to execute a second Supplemental Agreement with Fehr & Peers to extend the term of the existing contract for three months from September 8, 2021 through December 31, 2021, for the continued provision of transportation consulting services, in substantial conformance with the draft Second Supplemental Agreement included as Attachment 1 to this report, subject to the approval of the City Attorney as to form and compliance with the City’s contracting requirements.

**SUMMARY**

The Department of City Planning (DCP) requests authority to execute a second Supplemental Agreement with Fehr & Peers (Contractor) for the continued provision of transportation consulting services and to extend the contract term by approximately 15 months through December 31, 2022. No additional funding is requested and all other terms remain the same. Subsequent to the release of their transmittal, the DCP informed this Office of a revised time estimate of end of October 2021 for the completion of work and an amended request to extend the contract through December 31, 2021. As a result of the COVID-19 pandemic the Contractor’s work was paused for the majority of 2020. The contract term extension is necessary to provide sufficient time for the Contractor to complete work on a Final Environmental Impact Report (EIR) for the Hollywood Community Plan Update and for the

					
NSC	Analyst	0150-11923-0000			City Administrative Officer

completion of closeout activities related to the contract. Additional background information can be found in the DCP transmittal (Attachment 2).

There is an active on-call list for transportation consulting services approved in 2019 (C.F. 19-1347). This request only provides additional time for this contractor to complete work for the Hollywood Community Plan Update and the Department has stated that all new transportation consulting work will utilize the 2019 transportation consulting on-call list.

Pursuant to Charter Section 1022, this Office previously determined that the work proposed to be contracted could be performed more feasibly by an independent contractor. This Office is not required to make a new 1022 determination because the proposed second Supplemental Agreement does not add any additional funding and the nature of the work remains the same. As the original contract was approved by Council, Council approval is required for the proposed second Supplemental Agreement.

### **FISCAL IMPACT STATEMENT**

There is no impact to the General Fund. Funding for this contract amendment is provided by the Planning Long-Range Planning Fund.

### **FINANCIAL POLICIES STATEMENT**

The recommendation of this report complies with the City's Financial Policies as expenditures will be limited to the use of special funds budgeted for this purpose.

Attachment 1: Proposed Second Supplemental Agreement

Attachment 2: DCP Transmittal

SUPPLEMENTAL AGREEMENT NO. 2 TO CONTRACT NUMBER 124592  
BETWEEN THE CITY OF LOS ANGELES AND FEHR & PEERS

THIS SUPPLEMENTAL AGREEMENT NO. 2 to Contract Number 124592 between the City of Los Angeles, a municipal corporation, ("CITY") and Fehr & Peers, ("CONTRACTOR") is entered into with reference to the following:

**WHEREAS,**

The CITY and CONTRACTOR entered into Contract Number 124592 on September 9, 2014; and

**WHEREAS,**

CONTRACTOR has agreed to provide Transportation Consulting Services; and

**WHEREAS,**

The term of the above-named contract expires on September 8, 2021 while additional time is needed to complete the tasks specified in the contract; and

**WHEREAS,**

The CITY requests an extension of this contract for an additional 3.5 months to allow CONSULTANT sufficient time to continue work as part of the transportation analysis for the Hollywood Community Plan Update; and

**NOW THEREFORE:**

The parties hereto do mutually agree that effective September 8, 2021 this agreement is amended as follows:

1. SECTION 1 TERM is hereby modified to read in its entirety as follows:

The term of this agreement shall be effective September 9, 2014 and terminate on December 31, 2021.

2. SECTION VII METHOD OF PAYMENT is hereby modified as follows:

The City's total obligation under this Contract shall not exceed \$1,549,700.00 for complete and satisfactory performance of the terms of this Contract.

3. SECTION XVIII INCORPORATION OF EXHIBITS is hereby modified by replacing "Appendix I Standard Provisions for City Personal Services Contracts (Rev. 03/09)", with "Standard Provisions for City Personal Services Contracts (Rev. 10/17) [v.3]."

4. SECTION XVIII INCORPORATION OF EXHIBITS is hereby modified to add Appendix XXIII – Disclosure Ordinances Affidavit as follows:

Unless otherwise exempt by the provisions of the Slavery Disclosure Ordinance (SDO) and Disclosure of Border Wall Contracting Ordinance (DBWCO), any contract awarded under this RFP will be subject to the SDO, Section 10.41 of the Los Angeles Administrative Code and the DBWCO, Section 10.50 of the Los Angeles Administrative Code.

5. Ratification Clause: Due to the need for the Contractor's services to be provided continuously on an ongoing basis, Contractor may have provided services prior to the execution of this Agreement. To the extent that said services were performed in accordance with the terms and conditions of this Agreement, those services are hereby ratified.
6. To the extent that this Supplemental Agreement provides for the replacement of a portion of a section, all remaining portions of the section shall remain in full force and effect.
7. Except as amended herein, all other provisions of Contract Number 124592 are incorporated herein and shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed by their respective duly authorized officers.

THE CITY OF LOS ANGELES,  
A Municipal Corporation

FEHR & PEERS  
Contractor

By: \_\_\_\_\_  
Director of Planning

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

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

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

FEHR & PEERS  
Contractor

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

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

Approved as to form:

Attest:

MICHAEL N. FEUER,  
City Attorney

HOLLY L. WOLCOTT,  
City Clerk

By: \_\_\_\_\_  
Deputy City Attorney

By: \_\_\_\_\_  
Deputy City Clerk

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

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

City Business Tax Registration Certificate: 0002676442

Contract Number: 124592

**DEPARTMENT OF  
CITY PLANNING**COMMISSION OFFICE  
(213) 978-1300

## CITY PLANNING COMMISSION

SAMANTHA MILLMAN  
PRESIDENTCAROLINE CHOE  
VICE-PRESIDENTHELEN LEUNG  
KAREN MACKDANA M. PERLMAN  
YVETTE LOPEZ-LEDESMA  
JENNA HORNSTOCK  
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VACANT**CITY OF LOS ANGELES  
CALIFORNIA**ERIC GARCETTI  
MAYOR**EXECUTIVE OFFICES**200 N. SPRING STREET, ROOM 525  
LOS ANGELES, CA 90012-4801  
(213) 978-1271VINCENT P. BERTONI, AICP  
DIRECTORKEVIN J. KELLER, AICP  
EXECUTIVE OFFICERSHANA M.M. BONSTIN  
DEPUTY DIRECTORARTHI L. VARMA, AICP  
DEPUTY DIRECTORLISA M. WEBBER, AICP  
DEPUTY DIRECTORVACANT  
DEPUTY DIRECTOR

June 23, 2021

The Honorable Eric Garcetti, Mayor  
Mayor, City of Los Angeles  
200 N. Spring Street, Room 303  
Los Angeles, CA 90012

Attention: Heleen Ramirez

**EXECUTIVE DIRECTIVE NO. 3 TRANSMITTAL: REQUEST TO AMEND ON-CALL  
CONTRACTS FOR TRANSPORTATION CONSULTING SERVICES****SUMMARY**

Transmitted for your review, approval, and further processing, in accordance with the provisions of Executive Directive No. 3, is the proposed Supplemental Agreement to the contract between the Department of City Planning (DCP) and Fehr & Peers (C-124592). This amendment will extend the term of the contract for an additional 15 months. No additional money is being requested for this amendment.

**DISCUSSION****Fehr & Peers – C-124592**

Fehr & Peers has been the transportation consultant working on the Hollywood Community Plan Update in the past few years. The consultant has finished several task phases and deliverables, such as traffic model runs, a nexus study, the preparation of the transportation and traffic sections of the Draft Environment Impact Report (EIR) and the partially Recirculated Draft Environment Impact Report (RDEIR), in addition to participating in project management and coordination meetings with the Department of City Planning (DCP), the City Attorney's Office, and other City departments as needed.

The Draft EIR for the Hollywood Community Plan Update was released in November 2018 with a 75-day public comment period that ended on January 31, 2019. The RDEIR was released in October 2019 with a 45-day public comment period that ended on December 16, 2019. New transportation metrics based on legislative changes were applied to the RDEIR transportation analysis. During the first quarter of 2020, Fehr & Peers started

drafting responses received on transportation and traffic, including a master response on the topic, for the Final EIR. A pause was put on the consultant's work during the COVID-19 pandemic in 2020, as planning staff focused on refining policy and implementation tools and conducting virtual outreach events for the Plan Update. In March 2021, the Plan Update was considered and approved by the City Planning Commission, resulting in a few modifications. Currently, Fehr & Peers is still working toward completion of the Final EIR and will coordinate with City staff for further direction. The completion of the Hollywood Community Plan Update is now expected to occur in fiscal year 2021-22.

The City's total obligation under this Contract shall not exceed \$1,549,700.00 for complete and satisfactory performance of the terms of this Contract.

### **FISCAL IMPACT**

There is no additional General Fund impact resulting from the proposed Supplemental Agreement. Funding for the Hollywood Community Plan Update is funded through Fund No. 52F, the Long-Range Planning Fund.

### **RECOMMENDATION**

That the Mayor authorize the Director of Planning, or his designee, to execute Supplemental Agreement No. 2 with Fehr & Peers for a term of 15 months, subject to the approval of the City Attorney as to form.

Should you have any questions regarding this request, please contact Devon Zatorski at (213) 978-1253, or email at [devon.zatorski@lacity.org](mailto:devon.zatorski@lacity.org).

Sincerely,

VINCENT P. BERTONI, AICP  
Director of Planning



RAOUL MENDOZA  
Chief Management Analyst

VB:RM:dz

Attachment

cc: Nicholas Campbell, CAO  
Brent Nichols, City Attorney