

WHEREAS, the Los Angeles Department of Water and Power (LADWP) intends to manage the acquisition, design, engineering, procurement, and construction of the Rinaldi – Tarzana Transmission Lines 1 and 2 Reconductoring Project (Project); and

WHEREAS, the LADWP's Power System Reliability Program (PSRP) represents the continued commitment by LADWP to strengthen and improve the reliability of the in-basin Power System infrastructure; and

WHEREAS, the LADWP's 2014 and 2015 Long-Term Transmission Assessment identified that the Rinaldi – Tarzana 230 kiloVolt (kV) Transmission Lines 1 and 2 experience emergency overload conditions following multiple system contingencies in the Heavy Summer stressed-base cases and Heavy Winter stressed-base case; and

WHEREAS, the overload conditions are regarded as a North American Reliability Corporation (NERC) Category P6 violation that LADWP is required to mitigate; and

WHEREAS, the Project includes the engineering, procurement, and construction of an upgrade to the existing Rinaldi – Tarzana Transmission Lines 1 and 2, 230-kV, including the contractor design, engineering review, modeling and calculations of the existing LADWP design, the modification of existing towers, demolition and addition of a new tower and the replacement of existing overhead conductor, overhead ground wire and all associated parts as required; and

WHEREAS, pursuant to LADWP's obligation to mitigate the NERC Category P6 violation, LADWP proposes to oversee the design and construction of the Project, which consists of replacing a 10.3-mile, double-circuit and triple-circuit, 230- kV transmission line to transmit power from the Rinaldi Receiving Station to Tarzana Receiving Station, which will provide increased transmission capacity; and

WHEREAS, LADWP desires to advertise one Request for Proposal using the competitive sealed proposal method that permits negotiations after proposals have been submitted to allow clarifications and changes to the proposal. During the proposal phase, LADWP will emphasize to proposers the complexity of system outages, the LADWP right-of-way constraints, critical impacts to nurseries and the community, and multifaceted permitting requirements; and

WHEREAS, A Local Bid Preference is applied for businesses located within Los Angeles County, in accordance with Chapter 1, Article 21 of the City of Los Angeles Administrative Code, Section 10.47, *et seq.* The criteria as established by the proposed Ordinance will grant local businesses up to an additional eight percent weighting factor; and

WHEREAS, Section 371(b) of the Charter of the City of Los Angeles provides that as an alternative to an award pursuant to open and competitive bidding, a contract may be let pursuant to a competitive sealed proposal method, in accordance with criteria adopted by a two-thirds vote of the Council. The competitive sealed proposal method may permit

negotiations in accordance with criteria as established by the Ordinance authorizing the use of such alternative method; and

WHEREAS, the purpose of this Ordinance is to establish criteria for the letting of contracts pursuant to a competitive-sealed proposal method and to authorize the use of an alternative project delivery method for the contract between LADWP and the successful proposer for engineering and construction services for the Project; and

WHEREAS, because a large number of exceptions and clarifications are anticipated due to the complexity of the Project and due to the specialized nature of the Project, LADWP will require a contract term of up to three years to complete the entire Project.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Water and Power Commissioners (Board) find that adherence to the rule that the contract award be made to the lowest responsive and responsible bidder is not practical or advantageous, and the competitive sealed bid proposal method is in the best interests of the City due to the complexity of the Project and the large number of exceptions and clarifications that can reasonably be anticipated for this type of project.

BE IT FURTHER RESOLVED that pursuant to Charter Section 1022, the Board finds that it is more feasible to have the work performed by an independent contractor. There is insufficient existing LADWP staff to perform the work proposed to be contracted and additional staff cannot be employed and trained in a timely manner to meet LADWP's needs. Additionally, expert services are required for aspects of the work requiring knowledge and skills that are not available within LADWP.

BE IT FURTHER RESOLVED that the Board approves and recommends to the Los Angeles City Council adoption by Ordinance of the proposed criteria to be used in the selection of the contractor(s) for the proposed Project pursuant to Section 371(b) of the Charter and that the Board be permitted to award the contract(s) and execute non-material corollary documents and amendments for said equipment and construction for a term not to exceed three years without further approval by the Los Angeles City Council pursuant to sections 371 and 674 of the Charter.

I HEREBY CERTIFY that the foregoing is a full, true, and correct copy of a resolution adopted by the Board of Water and Power Commissioners of the City of Los Angeles at its meeting held

APR 12 2022

APPROVED AS TO FORM AND LEGALITY
MICHAEL N. FEUER, CITY ATTORNEY

BY  AUG 30 2021
MARK REUSCH
DEPUTY CITY ATTORNEY


Secretary