

WHEREAS, Superheat FGH Services, Inc. (Superheat) was awarded Agreement No. 47430 (Agreement) by the Los Angeles Department of Water and Power (LADWP) Board of Commissioners (Board) on March 13, 2018, to provide welding preheat and postweld heat treatment services for a term of five years with two optional one-year extensions for an amount not-to-exceed \$1,200,000; and

WHEREAS, LADWP has determined that, due to an increase in renewable energy generation, which results in cycling of the generating stations and increased stress and weld failure rates for piping, valves, boilers and pressure vessels, Amendment No. 1 (Amendment) to the Agreement with Superheat to increase the not-to-exceed amount by \$2,000,000, from \$1,200,000 to \$3,200,000 is necessary; and

WHEREAS, City Council approval is required pursuant to City Charter Section 373 due to the term of Agreement exceeding five years.

NOW, THEREFORE, BE IT RESOLVED that the Amendment to the Agreement, approved as to form and legality by the City Attorney and on file with the Secretary of the Board is hereby approved.

BE IT FURTHER RESOLVED that pursuant to City Charter Section 1022, the Board finds it more feasible to have the work performed by an independent contractor.

BE IT FURTHER RESOLVED that the President or Vice President, or the General Manager, or such person as the General Manager shall designate in writing, and the Secretary, Assistant Secretary, or the Acting Secretary of the Board are hereby authorized and directed to execute said Amendment for and on behalf of LADWP upon approval by the City Council pursuant to City Charter Section 373.

BE IT FURTHER RESOLVED that the Chief Accounting Employee of LADWP, upon proper certification, is authorized and directed to draw demands on the Power Revenue Fund, in accordance with the terms of this Amendment to the Agreement and this Resolution.

I HEREBY CERTIFY that the foregoing is a full, true, and correct copy of the Resolution adopted by the Board of Water and Power Commissioners of the City of Los Angeles at its meeting held **OCT 25 2022**


Secretary

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


JUN 16 2022
MARK REUSCH
DEPUTY CITY ATTORNEY