

REPORT FROM

## OFFICE OF THE CITY ADMINISTRATIVE OFFICER

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Date: September 19, 2023

CAO File No. 0150-11544-0001

Council File No.

Council District: 11

To: The Mayor

From: Matthew W. Szabo, City Administrative Officer

Reference: Correspondence from the Los Angeles World Airports Board of Airport Commissioners (Board) dated July 13, 2023 and August 9, 2023; referred by the Mayor for a report on July 13, 2023

Subject: **RESOLUTION NO. 27775 AND PROPOSED SECOND AMENDMENT TO CONTRACT DA-5461 WITH T.Y. LIN INTERNATIONAL FOR PROFESSIONAL ENGINEERING SERVICES RELATED TO THE LANDSIDE ACCESS MODERNIZATION PROGRAM, ROADWAYS, UTILITIES, AND ENABLING PROJECT AT LOS ANGELES INTERNATIONAL AIRPORT**

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### RECOMMENDATION

That the Mayor:

1. Approve Los Angeles World Airports (LAWA) proposed Resolution No. 27775 authorizing a proposed Second Amendment to DA-5461 with T.Y. Lin International, to extend the term by one year, through September 30, 2024, with no additional funding, to continue professional engineering services related to the Landside Access Modernization Program, Roadways, Utilities, and Enabling Project at Los Angeles International Airport;
2. Adopt the California Environmental Quality Act (CEQA) determinations of the August 9, 2023 Board of Airport Commissioners (Board) Resolution 27775, that this action is exempt from CEQA pursuant to Article II, Section 2(f) and 2(i) of the Los Angeles City CEQA Guidelines; and
3. Authorize the LAWA Chief Executive Officer, or designee, to execute the proposed agreement and return the Resolution to LAWA for further processing, including Council consideration.

### SUMMARY

The Los Angeles World Airports (LAWA) Board of Airport Commissioners (Board) requested approval of its August 9, 2023 Resolution 27775, to execute a proposed Second Amendment to Contract DA-5461 with T.Y. Lin International (T.Y. Lin), originally approved on September 3, 2020.

The current agreement was executed on October 1, 2020 and expires on September 30, 2023. Approval of the proposed Second Amendment will result in a one-year term extension through September 30, 2024, for a total contract duration of four years. The proposed term extension will enable T.Y. Lin to continue rendering professional engineering services, including serving as the Engineer of Record for various active initiatives included in the Landside Access Modernization Program (LAMP), Roadway, Utilities, and Enabling (RUE) projects. With the exception of the extended period, all other terms and conditions of the contract remain in force, including the funding authority, which shall remain at an amount not-to-exceed \$1,000,000.

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 contract term exceeds three years. Our Office has reviewed the request and recommends approval.

## **BACKGROUND**

Through Resolution 27098, the Board awarded a three-year, sole source contract to T.Y. Lin on September 3, 2020. This action was followed by a First Amendment (Resolution No. 27393) on December 16, 2021, to augment the contract authority by \$500,000, increasing the limit from \$500,000 to \$1,000,000. The additional funds provided by the First Amendment allowed T.Y. Lin to continue providing the necessary engineering and construction administration services to ensure that the LAMP RUE projects were advanced in compliance with the authorities having jurisdiction (Los Angeles Bureau of Engineering, Los Angeles Department of Water and Power, and the Los Angeles County Flood Control District). The additional funds also utilized as a contingency measure to facilitate the management of any unforeseen challenges that may arise during the project's progression.

On July 13, 2023 and August 9, 2023, the Board approved a LAWA staff report and Resolution No. 27775 requesting approval to execute a proposed Second Amendment with T.Y. Lin to continue professional engineering services for various ongoing construction and capital improvement initiatives encompassed in the LAMP RUE projects. Extending the contract with T.Y. Lin for an additional year will allow LAWA to maintain continuity for the advancement of the Department's key large-scale projects at the airport.

*Services Rendered* - From the execution date of the contract through the First Amendment, T.Y. Lin has successfully delivered professional engineering design and construction administrative support services, as well as serving as the Engineer of Record for various capital initiatives contained in the LAMP RUE. Currently, T.Y. Lin is supporting various work packages that encompass design work on the LAWA premises, situated on 98<sup>th</sup> Street. These packages encompass the design of sewer lines, Charter Communication Underground Ductbank, Domestic Water Lines, Recycled Water Lines, and Storm Drains. Additionally, T.Y. Lin is providing permit modifications, reviewing contractor design inquiries and submittals, and coordinating design and construction changes with multiple regulatory bodies.

*Project Delays* – Unforeseen circumstances emerged as the initial plans went through several iterations, thus, delaying permitting and the start of construction. The numerous revisions necessitated additional coordination and requirements from the regulatory bodies. Consequently, the extended period to obtain permit approvals from the authorities having jurisdiction resulted in a delay in the completion of construction beyond the current contractual expiration date. Because of the untimely setbacks, the project's completion date has been extended to approximately July 2024. Presently, all of the required permits have been secured and construction is currently underway for the RUE projects that were designed by T.Y. Lin.

*Cost and Funding* – Additional funding is not requested for the proposed Second Amendment because there is sufficient contract authority remaining to cover T.Y. Lin's expenses for fulfilling its contractual obligations as the Engineer of Record and delivering professional engineering and construction administration services. The residual amount of the contract authority as of August 30, 2023 is approximately \$218,113.

## **CITY COMPLIANCE**

*Small Business Enterprise (SBE), Local Business Enterprise (LBE), and Local Small Business Enterprise (LSBE) Participation* – As reported by LAWA staff, this action is not subject to the provisions of the City's Business Enterprise programs, subsequently, no mandatory business inclusion goals were not established.

*California Environmental Quality Act (CEQA)* – On July 13, 2023, the Board determined that the proposed Second Amendment with T.Y. Lin International to extend the term of the contract by one-year for professional engineering services related to the LAMP RUE projects at LAX will not directly impact the environment and is exempt from CEQA pursuant to Article II, Section 2(f) and 2(i) of the Los Angeles City CEQA Guidelines.

The proposed Agreement includes provisions to ensure compliance with applicable City Ordinances, contracting, and insurance requirements. The City Attorney has reviewed and approved the proposed Second Amendment. 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 Agreement exceeds three years. Our Office recommends approval.

## **FISCAL IMPACT STATEMENT**

Approval of the proposed Second Amendment to extend the term of Contract DA-5461 with T.Y. Lin International by one year, to secure professional engineering and construction administration services, including Designer of Record duties will have no impact on the City's General Fund. No appropriation is required for this action as the contract authority has a remaining balance of approximately \$218,113. The LAMP RUE projects are programmed in LAWA's 2018 Capital Improvement Plan (CIP) with a direct budget of \$690,480,355, consequently, costs associated with the proposed Second Amendment will not result in a net increase to the Department's CIP. The

actions of the proposed Agreement complies with the Los Angeles World Airports' adopted Financial Policies.

Attachment 1 – BOAC July 13, 2023 and August 9, 2023 Resolution No. 27775

*MWS/PJH/JVW:DLG:10240040*

August 15, 2023

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

ATTN: Heleen Ramirez, Legislative Coordinator  
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

Justin Erbacci  
Chief Executive Officer

RE: Request to approve the proposed Second Amendment to the contract with T.Y. Lin International (DA-5461)

In accordance with Executive Directive No. 4, we are transmitting a copy of the specified board report for the request to approve the proposed Second Amendment to extend the term of the contract for one additional year, for a total of four years, for professional engineering services related to the Landside Access Modernization Program, Roadways, Utilities, and Enabling Project at Los Angeles International Airport.

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

Sincerely,



Justin Erbacci  
Chief Executive Officer

JPE:MSA:cmm  
Attachments





4  
Item Number

## Report to the BOARD OF AIRPORT COMMISSIONERS

Approver:

  
Jacob Adams (Jul 6, 2023 17:27 PDT)

Jake Adams, Deputy Executive Director  
Landside Access Modernization Program

Reviewer:



Brian C. Ostler, City Attorney

  
Justin Erbacci (Jul 6, 2023 18:04 PDT)

Justin Erbacci, Chief Executive Officer

### Meeting Date

7/13/2023

Needs Council Approval: ☒ Y

Reviewed for/by	Date	Approval Status	By
Finance	6/28/2023	<input checked="" type="checkbox"/> Y <input type="checkbox"/> NA	JS
CEQA	6/28/2023	<input checked="" type="checkbox"/> Y	BMS
Procurement	6/29/2023	<input type="checkbox"/> Y <input checked="" type="checkbox"/> Cond	BG
Guest Experience	6/29/2023	<input checked="" type="checkbox"/> Y	TB
Strategic Planning	6/30/2023	<input checked="" type="checkbox"/> Y	BNZ

### SUBJECT

Request to approve the Second Amendment to Contract DA-5461 with T.Y. Lin International, to extend the term of the contract for one additional year, for a total of four years, for professional engineering services related to the Landside Access Modernization Program, Roadways, Utilities, and Enabling Project at Los Angeles International Airport.

### RECOMMENDATIONS

Management RECOMMENDS that the Board of Airport Commissioners:

1. ADOPT the Staff Report.
2. DETERMINE that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article II, Section 2.f and Article II, Section 2.i of the Los Angeles City CEQA Guidelines.
3. APPROVE the Second Amendment to Contract DA-5461 with T.Y. Lin International to extend the contract by one year, with no additional funding, to provide professional engineering services for the Landside Access Modernization Program, Roadways, Utilities, and Enabling Project.
4. AUTHORIZE the Chief Executive Officer, or designee, to execute the Second Amendment to Contract DA-5461 with T.Y. Lin International, upon approval as to form by the City Attorney, and the Los Angeles City Council.

## DISCUSSION

### 1. Purpose

Staff request approval of a one-year extension to Contract DA-5461 with T.Y. Lin International to continue professional engineering services, including working as Engineer of Record for several projects included in the Landside Access Modernization Program (LAMP) Roadways, Utilities, and Enabling (RUE) Project that are currently under construction. No additional funds are required for this time extension.

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

- **September 3, 2020 – Resolution No. 27098 (DA-5461)**  
The Board of Airport Commissioners (Board) awarded a three-year sole source contract to T.Y. Lin International, covering professional engineering and construction administration services for the LAMP RUE Project at Los Angeles International Airport (LAX), for cost not to exceed \$500,000, and appropriated said amount for the project.
- **December 16, 2021 – Resolution No. 27393 (DA-5461)**  
The Board approved the First Amendment to Contract DA-5461 with T.Y. Lin International to increase the contract authority by \$500,000, for new total not to exceed \$1,000,000, covering professional engineering and construction administration services for the LAMP RUE Project at LAX, and appropriated and allocated \$500,000, for said services.

### 3. Background

The overall LAMP RUE Project provides a variety of improvements necessary to support the Automated People Mover, Consolidated Rental Car Facility, and LAX Economy Parking facility. The project also addresses several Capital Improvement Program utility projects that either fall within the LAMP footprint and/or provide a utility service to one of the LAMP projects.

The RUE Project consists of multiple individual projects that were advanced by Los Angeles World Airports (LAWA) to a minimum of 30 percent design completion and, in some cases, 100 percent design completion. Several of these projects were designed by T.Y. Lin International, and Contract DA-5461 was awarded in September 2020 for T.Y. Lin International to provide professional engineering and construction administration services as the Engineer of Record for those projects.

A First Amendment to Contract DA-5461 was approved by the Board in December 2021, to provide additional funding for engineering services to address increased requirements imposed by various authorities having jurisdiction.

The additional funds proposed in the First Amendment will allow T. Y. Lin International to continue the required professional engineering and construction administration services as the Engineer of Record.

#### **4. Current Action/Rationale**

At this time, all permits have been obtained and construction has commenced on the RUE projects designed by T.Y. Lin International. However, due to the unexpected extensive timeframe required to obtain permit approvals from the various authorities having jurisdiction, construction completion has been extended to mid-2024, which is beyond T.Y. Lin International's September 2023 contract expiration date.

Staff is therefore recommending approval of a Second Amendment with T.Y. Lin International to extend the contract term so staff can retain the Engineer of Record and the associated professional engineering and construction administration services through completion of construction. These services include, but are not limited to, design, permitting modifications, review of contractor design inquiries and submittals, addressing design and construction changes, and coordination of design and construction changes with various City of Los Angeles departments and other governmental agencies.

Staff request that the Board approve the Second Amendment to Contract DA-5461 with T.Y. Lin International to extend the contract term for one year (for a total contract term of four years) with no additional funds, for engineering services.

#### **5. Fiscal Impact**

The LAMP RUE Project is programmed in LAWA's 2018 Capital Improvement Plan (CIP) with a direct budget of \$690,480,355, including Hard Costs, Owner-Carried Costs, and Contingency. As this request does not require any additional budget, approval of this item will result in no net increase to the CIP.

This is a request for time extension only, and there is no fiscal impact associated with this item. The remaining contract authority of \$188,682, is sufficient to provide the necessary services for the additional term requested.

#### **6. Alternatives Considered**

- ***Take No Action***

If no action is taken, LAWA will lose access to professional engineering and construction administrative services from the Engineer of Record for several projects currently under construction. This will delay construction of those improvements and potentially prevent LAWA from obtaining the permits and approvals necessary to open the facilities.

### **APPROPRIATIONS**

No appropriation of funds is required for this action.

### **STANDARD PROVISIONS**

1. 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. In addition, any activity (approval of bids, execution of contracts, allocation of funds, etc.) for which the underlying project has previously been evaluated for environmental significance and processed according to the requirements of CEQA is



exempt from further review pursuant to Article II, Section 2.i of the Los Angeles City CEQA Guidelines. The environmental impacts of the Landside Access Modernization Project (LAMP), EIR were certified by the Board of Airport Commissioners on March 2, 2017 (Resolution No. 26185).

2. The proposed document(s) is/are subject to approval as to form by the City Attorney.
3. 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.
4. T.Y. Lin International is required by contract to comply with the provisions of the Living Wage/Worker Retention Ordinances.
5. This action is not subject to the Business Enterprise (BE) programs.
6. T.Y. Lin International is required by contract to comply with the provisions of the Affirmative Action Program.
7. T.Y. Lin International has been assigned the Business Tax Registration Certificate number 0000531151-0001-3.
8. T.Y. Lin International is required by contract to comply with the provisions of the Child Support Obligations Ordinance.
9. T.Y. Lin International has approved insurance documents, in the terms and amounts required, on file with Los Angeles World Airports.
10. Pursuant to Charter Section 1022, staff determined the work specified on the proposed contract can be performed more feasibly or economically by an Independent Contractor than by City employees.
11. T.Y. Lin International has submitted the Contractor Responsibility Program Questionnaire and Pledge of Compliance and will comply with the provisions of the Contractor Responsibility Program.
12. T.Y. Lin International has been determined by Public Works, Office of Contract Compliance to be in full compliance with the provisions of the Equal Benefits Ordinance.
13. This action is not subject to the provisions of the First Source Hiring Program.
14. T.Y. Lin International has submitted the Bidder Contributions CEC Form 55 and will comply with its provisions.
15. T.Y. Lin International has submitted the MLO Bidder Contributions CEC Form 50 and will comply with its provisions.
16. This action is not subject to the provisions of the Iran Contracting Act of 2010.

August 9, 2023

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

**Subject:** Second Amendment to Contract DA-5461 with TY Lin International

Pursuant to Section 373 of the City Charter, enclosed for your approval is the Second Amendment to Contract DA-5461 with TY Lin International, that was approved by the Board of Airport Commissioners at its July 13, 2023 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

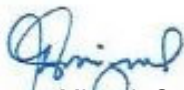
Vanessa Aramayo  
Courtney La Bau  
Victor Narro  
Nicholas P. Roxborough  
Valeria C. Velasco

Justin Erbacci  
Chief Executive Officer

**RECOMMENDATIONS FOR CITY COUNCIL:**

1. Adopt the determination by said Board that this action is exempt from the California Environmental Quality Act (CEQA) Article II, Sections 2.f and 2.i of the Los Angeles City CEQA Guidelines; and
2. Approve the Second Amendment to Contract DA-5461 with TY Lin International, to extend the term by one (1) year, for total term of four (4) years, covering professional engineering services related to the Landside Access Modernization Program Roadways, Utilities, and Enabling Project at Los Angeles International Airport; and
3. Concur with said Board's action on July 13, 2023, by Resolution 27775, authorizing the Chief Executive Officer, or designee, of Los Angeles World Airports to execute said Second Amendment to Contract DA-5461 with TY Lin International.

Very truly yours,



Grace Miguel, Commission Executive Assistant II  
BOARD OF AIRPORT COMMISSIONERS

Enclosures

cc: Trade, Travel and Tourism Committee  
Councilmember Park, e-file  
Councilmember McOsker, e-file  
Councilmember Soto-Martinez, e-file  
CAO (Airport Analyst), e-file  
CLA (Airport Analyst), e-file  
City Clerk's Office, e-file



RESOLUTION NO. 27775

WHEREAS, on recommendation of Management, there was presented for approval, Second Amendment to Contract DA-5461 with TY Lin International to extend the term by one (1) year, for total term of four (4) years, covering professional engineering services related to the Landside Access Modernization Program Roadways, Utilities, and Enabling Project at Los Angeles International Airport; and

WHEREAS, the overall Landside Access Modernization Program (LAMP) Roadways, Utilities, and Enabling (RUE) Project provides a variety of improvements necessary to support the Automated People Mover, Consolidated Rental Car Facility, and Los Angeles International Airport Economy Parking facility. The project also addresses several Capital Improvement Program utility projects that either fall within the LAMP footprint and/or provide a utility service to one of the LAMP projects; and

**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

Justin Erbacci  
Chief Executive Officer

WHEREAS, the RUE Project consists of multiple individual projects that were advanced by Los Angeles World Airports (LAWA) to a minimum of 30% design completion and, in some cases, 100% design completion. Several of those projects were designed by TY Lin International (TY Lin). In September 2020, Contract DA-5461 was awarded to Ty Lin to provide professional engineering and construction administration services as the Engineer of Record for those projects; and

WHEREAS, in December 2021, the First Amendment to said contract was approved by the Board of Airport Commissioners to provide additional funding for engineering services to address increased requirements imposed by various authorities having jurisdiction. Said additional funds allowed TY Lin to continue the services as the Engineer of Record; and

WHEREAS, all permits have been obtained and construction has commenced on the RUE projects designed by TY Lin. However, due to the unexpected extensive timeframe required to obtain permit approvals from the various authorities having jurisdiction, construction completion has been extended to mid-2024, which is beyond TY Lin's September 2023 contract expiration date; and

WHEREAS, the Second Amendment will extend the contract term so staff can retain the Engineer of Record and the associated professional engineering and construction administration services through completion of construction. The services include, but are not limited to, design, permitting modifications, review of contractor design inquiries and submittals, addressing design and construction changes, and coordination of design and construction changes with various City of Los Angeles departments and other governmental agencies; 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. In addition, any activity (approval of bids, execution of contracts, allocation of funds, etc.) for which the underlying project has previously been evaluated for environmental significance and processed according to the requirements of CEQA is exempt from further review pursuant to Article II, Section 2.i of the Los Angeles City CEQA Guidelines. The LAMP Environmental Impact Report was certified by the Board of Airport Commissioners on March 2, 2017 (Resolution 26185); and



WHEREAS, TY Lin is required by contract to comply with the provisions of the Living Wage/Worker Retention Ordinances, Affirmative Action Program, and Child Support Obligations Ordinance; and

WHEREAS, TY Lin has been assigned Business Tax Registration Certificate 0000531151-0001-3; and

WHEREAS, TY Lin has approved insurance documents, in the terms and amounts required, on file with LAWA; and

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

WHEREAS, TY Lin has submitted the Contractor Responsibility Program Questionnaire and Pledge of Compliance, and will comply with the provisions of said program; and

WHEREAS, TY Lin has been determined by Public Works, Office of Contract Compliance to be in full compliance with the provisions of the Equal Benefits Ordinance; and

WHEREAS, TY Lin has submitted the Bidder Contributions CEC Form 55 and MLO Bidder Contributions CEC Form 50, and will comply with their 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, Sections 2.f and 2.i of the Los Angeles City CEQA Guidelines; approved the Second Amendment to Contract DA-5461 with TY Lin International to extend the term by one (1) year, for total term of four (4) years, covering professional engineering services related to the Landside Access Modernization Program Roadways, Utilities, and Enabling Project at Los Angeles International Airport; and authorized the Chief Executive Officer, or designee, to execute said Second Amendment to Contract DA-5461 with TY Lin International 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. 27775 is true and correct, as adopted by the Board of Airport Commissioners at its Special Meeting held on Thursday, July 13, 2023.



Grace Miguel – Secretary  
BOARD OF AIRPORT COMMISSIONERS

**SECOND AMENDMENT TO CONTRACT NUMBER DA-5461  
BETWEEN THE CITY OF LOS ANGELES AND T.Y. LIN INTERNATIONAL  
FOR DESIGN SERVICES FOR ROADWAYS, UTILITIES AND ENABLING PROJECT  
AT LOS ANGELES INTERNATIONAL AIRPORT**

THIS **SECOND AMENDMENT TO CONTRACT NUMBER DA-5461** ("Amendment") is made and entered into as of this \_\_\_\_ day of July, 2023, by and between the **CITY OF LOS ANGELES** ("City"), a municipal corporation, acting by order of and through its Board of Airport Commissioners ("Board") of the Department of Airports (also known as Los Angeles World Airports or "LAWA"), and **T.Y. LIN INTERNATIONAL**, a California Corporation ("Consultant"). The City and Consultant are collectively referred to herein as the "Parties."

**RECITALS**

WHEREAS, City and Contractor entered into Los Angeles World Airports Contract Number DA-5461 (the "Contract") for design services as Engineer of Record for the Landside Access Modernization Program Roadways, Utilities & Enabling Project at Los Angeles International Airport on October 1, 2020; and

WHEREAS, the Contract was amended on December 16, 2021 to increase the total not-to-exceed amount from Five Hundred Thousand and 00/100 Dollars (\$500,000) to One Million and 00/100 Dollars (\$1,000,000), subject to the issuance of Task Orders that provide a detailed description of either the services or tasks to be performed and the personnel to be provided, the time frame for the work to be performed, the not to exceed amount to be charged, and any estimated expenses; and

WHEREAS, the City wishes to increase the term of the Contract from three (3) years to four (4) years, which will require the approval of both the Board and the Los Angeles City Council; and

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

## **AMENDMENT**

**Amendment Section 1.** Section 2.0 of the Contract shall be amended and restated in its entirety to read as follows:

The term of this Contract shall be for a period of four (4) years commencing upon Consultant's receipt from LAWA of a Notice-to-Proceed subject, however, to earlier termination as hereinafter specified in Section 25.0 Abandonment of Program and Cancellation of Contract or Suspension of Services. LAWA may terminate this Contract without cause and without liability for damages, upon giving Consultant a thirty (30) day advance written notice or as otherwise provided herein.

**Amendment Section 2.** Except as specifically provided herein, this 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 said Contract, as amended.

**Execution.** This Amendment and any other document necessary for the consummation of the transaction contemplated by this Amendment may be executed in counterparts, including counterparts that are manually executed and counterparts that are in the form of electronic records and are electronically executed. An electronic signature means a signature that is executed by symbol attached to or logically associate with a record and adopted by a party with the intent to sign such record, including facsimile or e-mail signatures. All executed counterparts shall constitute one Amendment, and each counterpart shall be deemed an original. The Parties hereby acknowledge and agree that electronic records and electronic signatures, as well as facsimile signatures, may be used in connection with the execution of this Amendment and electronic signatures, facsimile signatures or signatures transmitted by electronic mail in so-called PDF format shall be legal and binding and shall have the same full force and effect as if a paper original of this Amendment had been delivered that had been signed using a handwritten signature. All parties to this Amendment (i) agree that an electronic signature, whether digital or encrypted, of a party to this Amendment is intended to authenticate this writing and to have the same force and effect as a manual signature; (ii) intended to be bound by the signatures (whether original, faxed, or electronic) on any document sent or delivered by facsimile or electronic mail or other electronic means; (iii) are aware that the other party(ies) will rely on such signatures; and, (iv) hereby waive any defenses to the enforcement of the terms of this Amendment based on the



foregoing forms of signature. If this Amendment has been executed by electronic signature, all parties executing this document are expressly consenting, under the United States Federal Electronic Signatures in Global and National Commerce Act of 2000 ("E-SIGN") and the California Uniform Electronic Transactions Act ("UETA") (California Civil Code §1633.1 et seq.), that a signature by fax, e-mail, or other electronic means shall constitute an Electronic Signature to an Electronic Record under both E-SIGN and UETA with respect to this specific transaction.

IN WITNESS WHEREOF, City has caused this Amendment to be executed, by the Chief Executive Officer of LAWA, and Contractor has caused the same to be executed by its duly authorized officers and its corporate seal to be hereunto affixed, all as of the day and year first hereinabove written.

APPROVED AS TO FORM:  
Hydee Feldstein Soto, City Attorney

Date: Jul 18, 2023

By:   
JOHN LISENBERY (Jul 18, 2023 12:12 PDT)  
Deputy City Attorney

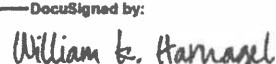
CITY OF LOS ANGELES

By: \_\_\_\_\_  
Chief Executive Officer  
Los Angeles World Airports

By: \_\_\_\_\_  
Chief Financial Officer  
Los Angeles World Airports

ATTEST:

T.Y. LIN INTERNATIONAL, a California Company

DocuSigned by:  
By:   
024823581CC8475  
Secretary (Signature)

William K. Harnagel

Print Name

By:   
Signature

Jeffrey Brown

Print Name

Vice - President/Business Development  
Manager - Americas

Print Title

