

Department of Public Works

Bureau of Engineering
Report No. 1

November 6, 2009
CD No. 9

REQUEST TO ENTER INTO A MEMORANDUM OF AGREEMENT (MOA) WITH THE FEDERAL BUREAU OF INVESTIGATION (FBI) AND THE CITY OF LOS ANGELES IN CONJUNCTION WITH LOS ANGELES POLICE DEPARTMENT (LAPD), GENERAL SERVICES DEPARTMENT (GSD) AND BUREAU OF ENGINEERING (BOE) FOR THE CONSTRUCTION AND OCCUPANCY OF THE SECURED WORKING ENVIRONMENT (SWE) WITHIN THE POLICE ADMINISTRATION BUILDING (PAB)

RECOMMENDATION

Authorize the City Engineer to enter into a MOA with the FBI in conjunction with LAPD, and GSD, to provide design, construction and construction management services for the FBI SWE located within the new PAB. Council approval is pending the recommendation of the Municipal Facilities Committee (MFC).

FISCAL IMPACT STATEMENT

There is no direct General Fund impact. The funding for the SWE will be provided by the FBI as a reimbursement for direct expenditures to be front funded by Capital Improvement Expenditure Program (CIEP) funds pending Council approval.

DISCUSSION

Background

On September 27, 2006, the Board of Public Works (BPW) awarded the PAB Project to Tutor-Saliba Corporation (TSC) in the amount of \$231,377,246. This project consists of a 10-story, 500,000 square-foot building located on the block bounded by 1st, Main, 2nd, and Spring Streets. The PAB includes space for over 2,100 police personnel, a helipad, Board of Police Commission Hearing room, locker facilities and underground parking for approximately 350 spaces. Also included as part of this project is a 400 seat auditorium, cafe, memorial garden, retail space, 2nd Street green space, and the 1st Street public plaza. On August 7, 2009, TSC received a Temporary Certificate of Occupancy (TCC), it is anticipated that Certificate of Occupancy will be obtained in October, 2009.

In the process of investigating ways to improve communication with other law enforcement agencies, LAPD saw an opportunity to partner with the Federal government in developing a Facility for Federal staff within the PAB. Subsequently, the FBI requested to enter into an

agreement with the City to create a SWE located within the PAB for use by the FBI's Joint Terrorism Task Force (JTTF). Use of the SWE will include personnel from JFFT, LAPD, and other local, state and federal agencies, and shall be treated as a federal facility subject to the laws and regulations of the federal government. Pursuant to this request, the City is preparing to enter into a MOA with the FBI for the "Construction and Occupancy of the SWE Facility" within the new PAB. Under the terms of the MOA, section "Construction Cost and Reimbursement", BOE will provide the construction documents, based on the requirements provided by the FBI and as approved between the parties. The construction documents will be prepared utilizing BOE's On-Call Architectural consulting list. Also, as part of this agreement, BOE will provide project and construction management services. GSD will construct the SWE facility as delineated in the MOA.

Upon execution of the MOA and the pending MFC recommendation that the City enter into an agreement with the FBI, and determination of the City's authority process, the FBI will issue a purchase order with the City for the reimbursement of the design, construction and project/construction management services to the City for an estimated amount of \$ 880,000. However, as part of the MOA, the FBI agrees to compensate the City for the actual cost of design, construction, and project/construction management of the SWE.

City Engineer's Recommendation

Therefore, it is recommended that BPW authorize the City Engineer to enter into a MOA with the FBI in conjunction with LAPD, and GSD, to provide design, construction and construction management services for the FBI SWE located within the new PAB.

The City Attorney's Office has reviewed this report and the MOA as to form.

STATUS OF FUNDING

The proposed cash flow funding, pending City Council approval, is available in Fund No. 100/54 CIEP, as follows: \$80,000 W404 Building Renovations and \$800,000 E660 Municipal Facilities Projects. Those funds, pending City Council approval will be transferred to Fund No. 100/54 CIEP, in an account to be determined - PAB, SWE. Transfer from Fund No. 100/54 CIEP, in an account to be determined - PAB, SWE to specific City Department accounts are also pending City Council approval.

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Respectfully submitted,



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Statement as to Funds Approved by:



Jean C. Su, Acting Director
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Date: 10/29/09

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