

TO CITY CLERK FOR PLACEMENT ON NEXT
REGULAR COUNCIL AGENDA TO BE POSTED

#51

MOTION For Tues. 5/26/2015

The California Office of Emergency Services has advised that when City Fire personnel respond to requests for service from the State, they will reimburse the City as follows:

For routine responders if the duration of the response exceeds 12 hours, and the local agency has adopted a Resolution that indicates compensation for all hours worked, reimbursement for personnel and emergency apparatus shall cover the entire time of commitment, beginning at the time of initial dispatch from home base, to the time of return to home base --- commonly called "portal to portal." If no such resolution has been adopted, the City will only be reimbursed for actual hours worked and will not be reimbursed on a portal-to-portal basis.

The State has advised that the required Resolution is to be submitted by May 31, 2015 otherwise, if the City is requested by the State to send resources to an incident and the Resolution is not on file with the State prior to the request, the City will at the very least, experience a delay in reimbursement.

I THEREFORE MOVE that the Council adopt the attached Resolution, as required by the California Office of Emergency Services, which would enable the City to be reimbursed for personnel and emergency apparatus for the entire time of commitment, beginning at the time of initial dispatch from home base, to the time of return to home base --- commonly called "portal to portal."

PRESENTED BY


MITCHELL ENGLANDER
Councilman, 12th District

SECONDED BY



ORIGINAL

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MAY 22 2015



RESOLUTION No.: _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ANGELES
IDENTIFYING THE TERMS AND CONDITIONS FOR FIRE DEPARTMENT RESPONSE
AWAY FROM THEIR OFFICIAL DUTY STATION AND ASSIGNED TO AN
EMERGENCY INCIDENT

WHEREAS, the City of Los Angeles Fire Department is a public agency located in the City of Los Angeles, State of California; and

WHEREAS, it is the City of Los Angeles' desire to provide fair and legal payment to all its employees for time worked; and

WHEREAS, the City of Los Angeles has in its employ, Fire Department response personnel including: Fire Assistant Chief, Fire Battalion Chief, Fire Captain, Engineer Fire Department, Apparatus Operator, Firefighter/Paramedic, Firefighter/EMT, Firefighter, and Fire Helicopter Pilot; and

WHEREAS, the participants to the California Fire Assistance Agreement (CFAA) compensate California fire and rescue mutual aid system agencies for the cost of assisting the local, State of California and federal fire agencies, and the rates, methodologies and formulas in the Agreement are intended to provide for such costs; and

WHEREAS, in accordance with the above, the City of Los Angeles will compensate its employees "portal to portal" while in the course of their employment and away from their official duty station, and either assigned to, assigned in support of, or prepositioned for an emergency incident. "Portal to portal" as used herein means the time of initial dispatch from home base to the time of return to home base; and

WHEREAS, the City of Los Angeles will compensate its employees overtime in accordance with their current Memorandum of Understanding while so assigned;

NOW, THEREFORE BE IT RESOLVED, That the Council of the City of Los Angeles hereby declares as follows with regard to identifying the terms and conditions for fire department response away from their official duty station and assigned to an emergency incident pursuant to any California Fire Assistance Agreement:

1. Los Angeles Fire Department personnel shall be compensated according to Memorandum of Understanding (MOU), Personnel Rules and Regulations, and/or other directive that identifies personnel compensation in the workplace.
2. In the event a Los Angeles Fire Department personnel classification does not have an assigned compensation rate, a "Base Rate" as set forth in an organizational policy, administrative directive, or similar document will compensate such personnel.

3. The City of Los Angeles Fire Department will maintain a current salary survey or acknowledgment of acceptance of the "base rate" on file with the California Governor's Office of Emergency Services, Fire Rescue Division.

4. Los Angeles Fire Department Personnel will be compensated on a portal-to-portal basis beginning at the time of dispatch to the return to jurisdiction when equipment and personnel are in service and available for agency response.

5. Los Angeles Fire Department response personnel include: Fire Assistant Chief, Fire Battalion Chief, Fire Captain, Engineer Fire Department, Apparatus Operator, Firefighter/Paramedic, Firefighter/EMT, Firefighter, and Fire Helicopter Pilot.

PASSED, APPROVED AND ADOPTED this ____ day of _____ 2015.

ATTEST:

City Clerk

I, the undersigned, hereby certify that the forgoing resolution was duly passed by the City Council of the City of Los Angeles at its meeting of _____.

HOLLY L. WOLCOTT, City Clerk
