

**REPORT FROM**

**OFFICE OF THE CITY ADMINISTRATIVE OFFICER**

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Date: November 15, 2022

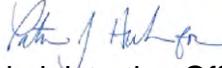
CAO File No. 0150-12040-0001

Council File No. 22-0347

Council District: --

To: The City Council

From: Matthew W. Szabo, City Administrative Officer



Reference: Transmittal from the Board of Fire Commissioners dated October 18, 2022; referred for report October 19, 2022

Subject: **FIRST AMENDMENT TO THE 2021 REGIONAL HAZARDOUS MATERIALS RESPONSE TRAINING AGREEMENT – LOS ANGELES FIRE DEPARTMENT**

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**RECOMMENDATIONS**

That the Council, subject to approval of the Mayor:

1. Authorize the Fire Chief, or designee, to:
  - a. Accept the 2021 Regional Hazardous Materials Response (RHMR) amended agreement for an additional amount of \$150,000, for a new total amount of \$250,000, and authorize the acceptance of any increases during the performance period of October 1, 2021 through June 30, 2024, as granted by Governor's Office of Emergency Services (Cal OES), and execute any documents or agreements necessary to accept the grant on the City's behalf;
  - b. Expend funds in an amount up to \$224,312.50 and any additional increases from Fund 100, Department 38, Account 001098 Variable Staffing Overtime; Account 002130 Travel; and Account 006010 Office and Administrative, for all training and travel expenses incurred in accordance with the RHMR agreement terms from the California Governor's Office of Emergency Services (Cal OES);
2. Authorize the Controller to deposit reimbursement grant funds up to \$224,312.50 and any additional increases from the Cal OES into Fund 335, Department 38, Account to be determined;
3. Authorize the Fire Department to:
  - a. Transfer reimbursement grant funds from Fund 335 Department 38, Account TBD to Fund 100 Department 38, Account 001098 (Variable Staffing), Account 002130 (Travel), and Account 006010 (Office and Administrative) upon submission of proper documentation by the LAFD of actual costs incurred from the eligible Hazardous

Materials Training Courses, subject to the review and approval of the City Administrative Officer (CAO); and

- b. Prepare Controller instructions for any technical adjustments, subject to the approval of the CAO, and authorize the Controller to implement the instructions.

## **SUMMARY**

On June 27, 2017, a Standard Agreement was executed between the City and the California Governor's Office of Emergency Services (Cal OES) to implement a hazardous materials (hazmat) training program. The Los Angeles Fire Department (LAFD) was required to provide ongoing annual hazmat training in order to accept one of twelve Cal OES Type II Hazmat Response Vehicles (HMRV) with assigned equipment, as provided through Assembly Bill (AB) 102, which authorized funding for Regional Response Teams to improve and maintain emergency response capabilities throughout California. Funding provided through the agreement covers costs related to training and exercises which may include overtime and travel expenses for attending.

On April 13, 2022, the City Council approved the acceptance of the 2021 Regional Hazardous Materials Response (RHMR) agreement in the amount of \$100,000, with a performance period from the date of acceptance through June 30, 2024, during which the Cal OES may increase the program budget on an annual basis at an approved rate. On July 18, 2022, the Cal OES submitted a first amendment to the grant increasing the agreement funding amount by an additional \$150,000.

At its meeting on October 18, 2022, the Board of Fire Commissioners approved a report and its recommendations authorizing the LAFD to accept the Cal OES amendment to Standard Agreement #A211006361 to provide an additional \$150,000 to the RHMR training program for a total of \$250,000, and any increases during the performance period of October 1, 2021 through June 30, 2024, as granted by Cal OES. During Fiscal Year 2021-22, the LAFD utilized \$25,687.50 of allocated funding and has a remaining balance of \$224,312.50.

## **FISCAL IMPACT STATEMENT**

Approval of the recommendations in this report will allow for the acceptance of an additional \$150,000 to the Regional Hazardous Materials Response (RHMR) Standard Agreement for a total of \$250,000, and any increases during the performance period of October 1, 2021 through June 30, 2024, as granted by California Governor's Office of Emergency Services (Cal OES). Acceptance of this award will require the LAFD to front-fund expenditures of up to \$224,312.50 and any additional increases. There is no additional fiscal impact to the LAFD departmental budget. The Cal OES will reimburse the LAFD a total amount of up to \$224,312.50 and may increase the program budget on an annual basis at a rate to be determined by Cal OES.

## **FINANCIAL POLICIES STATEMENT**

The recommendations stated in this report are in compliance with the City's Financial Policies in that all grant funds will be utilized to fund grant activities.

*MWS:JR:04230059*

Attachment

# LOS ANGELES FIRE COMMISSION

BOARD OF  
FIRE COMMISSIONERS

—  
JIMMIE WOODS-GRAY  
PRESIDENT

JIMMY H. HARA, M.D.  
VICE PRESIDENT

CORINNE TAPIA BABCOCK  
ROY HARVEY  
DELIA IBARRA

—  
LETICIA GOMEZ  
COMMISSION EXECUTIVE ASSISTANT II



**ERIC GARCETTI**  
Mayor

SUE STENGEL  
INDEPENDENT ASSESSOR

—  
EXECUTIVE OFFICE  
200 NORTH MAIN STREET, SUITE 1840  
LOS ANGELES, CA 90012

—  
(213) 978-3838 PHONE  
(213) 978-3814 FAX

October 18, 2022

Honorable Eric Garcetti  
Mayor, City of Los Angeles  
Room 303, City Hall  
Attn: Legislative Coordinator

[BFC 22-100] – CONTINUATION OF THE 2021 REGIONAL HAZARDOUS MATERIALS  
RESPONSE TRAINING AGREEMENT # A211006361 AMENDMENT #1

At its meeting of October 18, 2022, the Board of Fire Commissioners approved the report and its recommendations. The report is hereby transmitted to the Mayor for consideration and approval.

Should you need additional information, please contact the Board of Fire Commissioners' office at 213-978-3838.

Sincerely,

Leticia Gomez  
Commission Executive Assistant II

Attachment

cc: Fire Chief Kristin M. Crowley (via email)

# LOS ANGELES FIRE DEPARTMENT



KRISTIN M. CROWLEY  
FIRE CHIEF

APPROVED: 10/20/2022  
BOARD OF FIRE COMMISSIONERS  
BY: [Signature]  
COMMISSION EXECUTIVE ASSISTANT

September 28, 2022

BOARD OF FIRE COMMISSIONERS  
FILE NO. 22-100

TO: Board of Fire Commissioners

FROM: [Signature] Kristin M. Crowley, Fire Chief

SUBJECT: CONTINUATION OF THE 2021 REGIONAL HAZARDOUS MATERIALS  
RESPONSE (RHMR) TRAINING AGREEMENT # A211006361  
AMENDMENT #1

FINAL ACTION:	<input checked="" type="checkbox"/> Approved	<input type="checkbox"/> Approved w/Corrections	<input type="checkbox"/> Withdrawn
	<input type="checkbox"/> Denied	<input type="checkbox"/> Received & Filed	<input type="checkbox"/> Other

## SUMMARY

On June 27, 2017, Standard Agreement # 6152-6 was executed between the City and the Governor’s Office of Emergency Services (Cal OES) to implement a hazardous materials (hazmat) training program to fill in the gaps across the state where there is limited or no response capability for Hazardous Materials by Rail (HMBR). The training was a requirement for the Los Angeles Fire Department (LAFD) to accept one of twelve Cal OES Type II Hazmat Response Vehicles (HMRV) with assigned hazmat equipment. These vehicles are the result of Assembly Bill (AB) 102 that authorized funding to establish Regional Response Teams throughout California in an effort to improve emergency response capabilities to all types of disasters.

As part of the ongoing HMRV agreement, the LAFD is required to provide ongoing annual hazmat training to maintain response capabilities to the Regional Response Teams. Sworn personnel responding with a Type II HazMat Response Vehicle are required to meet current California Specialized Training Institute (CSTI) Hazardous Materials Specialist training requirements.

In support of annual hazmat response team training, Cal OES has forwarded the initial 2021 Regional Hazardous Materials Response (RHMR) Standard Agreement # A211006361 in the amount of \$100,000.00 to the LAFD. The funding will reimburse the LAFD for Personnel Costs for Training and exercises which may include Backfill/OT and travel expenses for attending. This also includes an automatic 3% Administrative Fee for processing the invoices for reimbursement. The period of performance for the Agreement shall be from October 1, 2021, or upon approval, whichever is later, through June 30, 2024. This was approved with Council File # 22-0347. Cal OES has submitted it’s first amendment to the agreement adding an additional \$150,000 to spend. During the performance period Cal OES will increase the budget on an annual basis at a rate to be determined by Cal OES. In FY 21-22 the LAFD spent \$25,687.50 leaving a remaining balance of \$224,312.50 to spend in FY 22-23.

## **RECOMMENDATIONS**

That the Board:

1. Approve and transmit the report to the Mayor for acceptance and authority to expend RHMR funds.
2. Request that the Mayor, subject to approval of City Council:
  - a. Accept the 2021 Regional Hazardous Materials Response (RHMR) amended agreement for an additional amount of \$150,000 for a new total of \$250,000 and any increases for the performance period of October 1, 2021, through June 30, 2024 as granted by Cal OES, and authorize the Fire Chief, or designee, to execute any documents or agreements necessary to accept the grant on the City's behalf.
  - b. Authorize the Fire Chief to expend remaining funds in the amount up to \$224,312.50 and any additional increases from Fire Department's Variable Staffing Account Fund 100, Account 001098, Travel Account Fund 100, Account 002130, and Office and Administrative Account Fund 100, Account 006010 for all training and travel expenses incurred in accordance with the RHMR agreement terms, from the Governor's Office of Emergency Services (Cal OES).
  - c. Authorize the Controller to deposit reimbursement grant funds up to \$224,312.50 and any additional increases from the Governor's Office of Emergency Services (Cal OES) into Fund 335, Department 38, Account to be determined.
  - d. Authorize the LAFD to transfer reimbursement grant funds from Fund 335 Department 38, Account TBD to Fund 100, Account 001098 (Variable Staffing), Fund 100, Account 002130 (Travel), and Fund 100, Account 006010 (Office and Administrative) upon submission of proper documentation by the LAFD of actual cost incurred from eligible Hazardous Materials Training Courses, subject to the review and approval of the City Administrative Officer (CAO).
  - e. Authorize the LAFD to prepare Controller instructions for any technical adjustments, subject to the approval of the CAO, and authorize and instruct the Controller to implement the instructions.

## **FISCAL IMPACT**

There is no direct fiscal impact to the LAFD General Fund in FY22-23. The LAFD will cover the expenditures up to \$224,312.50 and any additional increases through LAFD General Fund 100, Department 38. The Cal OES will reimburse LAFD a total up to \$224,312.50 (100%), along with any additional increases.

Board report prepared by Jennifer Corona, Management Analyst, Emergency Operations Bureau- Homeland Security Division.

Attachment: Standard Agreement #A211006361 Amendment Number 1

**STANDARD AGREEMENT - AMENDMENT**

STD 213A (Rev. 4/2020)

 CHECK HERE IF ADDITIONAL PAGES ARE ATTACHED \_\_\_\_\_ PAGES

AGREEMENT NUMBER

A211006361

AMENDMENT NUMBER

1

Purchasing Authority Number

1. This Agreement is entered into between the Contracting Agency and the Contractor named below:

CONTRACTING AGENCY NAME

California Governor's Office of Emergency Services (Cal OES)

CONTRACTOR NAME

Los Angeles Fire Department

2. The term of this Agreement is:

START DATE

October 1, 2021

THROUGH END DATE

June 30, 2024

3. The maximum amount of this Agreement after this Amendment is:

\$250,000.00

Two Hundred Fifty Thousand Dollars and Zero cents

4. The parties mutually agree to this amendment as follows. All actions noted below are by this reference made a part of the Agreement and incorporated herein:

Pursuant to Exhibit A, Statement of Work (SOW); Section 3, Budgeted Amount; Cal OES hereby increases the budgeted amount by \$150,000.00.

Previous contract value: \$100,000.00

New contract value: \$250,000.00

*All other terms and conditions shall remain the same.***IN WITNESS WHEREOF, THIS AGREEMENT HAS BEEN EXECUTED BY THE PARTIES HERETO.****CONTRACTOR**

CONTRACTOR NAME (if other than an individual, state whether a corporation, partnership, etc.)

Los Angeles Fire Department

CONTRACTOR BUSINESS ADDRESS

201 North Figueroa Street

CITY

Los Angeles

STATE

CA

ZIP

90012

PRINTED NAME OF PERSON SIGNING

Kristin Crowley

TITLE

Fire Chief

CONTRACTOR AUTHORIZED SIGNATURE

DocuSigned by:

*Kristin Crowley*

DATE SIGNED

7/18/2022

STATE OF CALIFORNIA

CONTRACTING AGENCY NAME

The California Governor's Office of Emergency Services

CONTRACTING AGENCY ADDRESS

3650 Schriever Avenue

CITY

Mather

STATE

CA

ZIP

95655

PRINTED NAME OF PERSON SIGNING

Heather Carlson

TITLE

Assistant Director, Administrative Services

CONTRACTING AGENCY AUTHORIZED SIGNATURE

DocuSigned by:

*Heather Carlson*

DATE SIGNED

7/18/2022

CALIFORNIA DEPARTMENT OF GENERAL SERVICES APPROV...



EXEMPTION (If Applicable)