COUNTY OF LOS ANGELES

FIRE DEPARTMENT

1320 NORTH EASTERN AVENUE
LOS ANGELES, CALIFORNIA 90063-3294

(323) 881-2401

P. MICHAEL FREEMAN
FIRE CHIEF
FORESTER & FIRE WARDEN

December 15, 2009

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

APPROVE THE ACCEPTANCE OF A GRANT, AWARD NUMBER HMEP001, FROM THE CALIFORNIA EMERGENCY MANAGEMENT AGENCY AND UNITED STATES DEPARTMENT OF TRANSPORTATION FISCAL YEAR 2009 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS GRANT PROGRAM (ALL DISTRICTS) (4 VOTES)

SUBJECT

The Consolidated Fire Protection District of Los Angeles County (District) is requesting approval to accept $64,000 in grant funding from the California Emergency Management Agency (CalEMA) and United States (U.S.) Department of Transportation (DOT) Fiscal Year 2009 (FY 09) Hazardous Materials Emergency Preparedness (HMEP) Grant Program.

IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY OF THE CONSOLIDATED FIRE PROTECTION DISTRICT OF LOS ANGELES COUNTY:

1. Accept $64,000 in grant funding, Award Number HMEP001, from the CalEMA and U.S. DOT FY 09 HMEP Grant Program (Attachment). The grant will provide funding for the District to develop and distribute a Hazardous Materials Emergency Response Plan.

2. Authorize the Fire Chief, or his designee, to sign any documents required by the CalEMA and U.S. DOT that are associated with the administration and management of this grant.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the FY 09 HMEP Grant Program is to increase effectiveness in safely and efficiently handling hazardous materials accidents and incidents; encourage a comprehensive approach to emergency training and planning by incorporating the unique challenges of responses to transportation situations; and, enhance implementation of the Emergency Planning and Community Right-to-Know Act (EPCRA) of 1986.

Approval of the recommendations now before your Board will allow sufficient funding for the District to develop and distribute a Hazardous Materials Emergency Response Plan. This Hazardous Materials Emergency Response Plan will be utilized as a guide, which in part satisfies Federal and State mandates and the EPCRA of 1986, calling for local municipalities to develop emergency response guidelines and protocols to effectively prepare and respond to hazardous materials incidents inclusive of transportation accidents, fixed-facility releases, and any other hazardous materials emergencies that occur. The plan will focus on first responder and Incident Commander recognition and Standard Operating Procedures/Incident Command System operations and mitigation at hazardous materials incidents.

Implementation of Strategic Plan Goals

Approval of the recommended actions are consistent with the County's Strategic Plan Goal Number 1, operational effectiveness, through emergency preparedness and response efforts; and, Goal Number 5, Public Safety, by maintaining and ensuring the highest level of safety and security standards for the residents of Los Angeles County achieved through the development of the Hazardous Emergency Response Plan.

FISCAL IMPACT/FINANCING

Grant recipients must provide 20 percent of the direct and indirect costs of all activities covered under the FY 09 HMEP Grant Program. Required matching funds, in the amount of $16,000 are included in the District's Fiscal Year 2009-10 Adopted Budget.

There is no impact on net County cost.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The CalEMA and U.S. DOT have provided the District with guidelines for the administration of the grant agreement. These guidelines detail the activities and expenditures that are allowable for reimbursement.

The performance period for the FY 09 HMEP Grant Program is October 1, 2009 through September 31, 2010.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Approval of the recommended actions will ensure the District's ability to provide effective and essential levels of public safety to the residents of Los Angeles County, as well as expand the quality and productivity of the District's emergency services.

CONCLUSION

Upon approval by your Board, please instruct the Executive Officer to return a copy of the adopted board letter to:

Consolidated Fire Protection District of Los Angeles County
Executive Office, Emergency Operations
1320 North Eastern Avenue
Los Angeles, CA 90063
Attention: Chief Deputy John B. Tripp

Respectfully submitted,

P. MICHAEL FREEMAN

PMF:heo

Attachment

c: Chief Executive Officer
Acting County Counsel
Auditor-Controller

STATE OF CALIFORNIA
CALIFORNIA EMERGENCY MANAGEMENT AGENCY
ASSISTANCE AGREEMENT

Attachment

1. ASSISTANCE NO.	2. RECIPIENT NO.	3. TYPE OF ACTION	4. PROJECT/BUDGET PERIOD
HMECA	001	Subgrant Award	October 1, 2009 to September 30, 2010

5. SEND PAYMENT REQUEST TO	6. PAYMENT METHOD	7. TOTAL PROJECT/BUDGET COST	PCA/ Index Codes (Accounting Office Use Only)
CalEMA Accounting Department via CalEMA Hazardous Materials Section	Reimbursement	$80,000	

8. RECIPIENT PROJECT MANAGER AND ADDRESS	9. CalEMA REGIONAL COORDINATOR, ADDRESS, & PHONE #		
Dean McGuire, Battalion Chief Los Angeles County Fire Department 1320 North Eastern Avenue Los Angeles, California 90063	**Region I** Jim Acosta 4671 Liberty Ave., Los Alamitos, CA 90720 (562) 795-2939	**Region II** Sandra Mckenzie 1300 Clay St. Ste. 400 Oakland, CA 94612 (510) 286-6748	**Region III** Deborah Russell 20645 Gas Point Rd. Cottonwood, CA 96022 (530) 529-0409
10. **PAYEE** Los Angeles County Fire Dept. P.O. Box 1859 Sacramento, CA 95812-0110	**Region IV** Dana Owens 3650 Schriever Ave Mather, CA 95655 (916) 845-8482	**Region V** Kevin Nagata 2550 Mariposa Mall, Room 181 Fresno, CA 93721 (559) 445-5987	**Region VI** Anne Potter 4671 Liberty Ave., Los Alamitos, CA 90720 (530) 795-2912

11. ASSISTANCE PROGRAM (CDFA PROGRAM)	12. PROJECT TITLE
HMEP 20.703	HazMat Transportation Emergency Response Plan

	THIS ACTION	16. OES STATE PROJECT COORDINATOR AND PHONE #
13. **Federal Share (HMEP Grant)**	$64,000	Ronald Olguin (916) 845-8765 Ronald.olguin@oes.ca.gov
14. **Recipients Match Share**	$16,000	18. **STATUTORY AUTHORITY** Federal Hazardous Materials Transportation Law, 49 U.S.C. 5101 et seq.
15. **Total Project Cost**	$80,000	19. **REGULATORY AUTHORITY** Title 49 CFR, Part 110

NOTE: Review, sign and return the two (2) originals of the CalEMA 167 to the California Emergency Management Agency (CalEMA) Hazardous Materials Unit, 3650 Schriever Avenue, Mather, CA 95655 within 1 week after receipt or within any extension of time as may be granted by CalEMA. Receipt of a written refusal or failure to return the properly executed document within the prescribed time, may result in the withdrawal of this offer by CalEMA. Any change to this document by the recipient, subsequent to it being signed by the CalEMA Award Official, who materially alters the document, shall void the Agreement.

OFFER AND ACCEPTANCE

The United States of America, acting by and through the United States Department of Transportation and the California Emergency Management Agency hereby offers assistance to Los Angeles County Fire Department, for 80% of all approved project costs incurred up to and not exceeding **$80,000**. Recipients must contribute a minimum of 20% matching share to the total cost of the project. Recipients agree to provide the CalEMA Hazardous Materials Section with quarterly project status reports and monthly/quarterly requests for payments that include costs incurred during the quarter. Recipients agree to closely track all project work activities and associated costs. Recipients agree to submit to CalEMA all supporting documentation that substantiates all project costs, including the matching share. Recipients agree to provide written notification to the CalEMA Hazardous Materials Section of any deviation from the project described in the project application. Recipients agree to refrain from implementing any deviations unless approved by CalEMA. Recipients agree to provide CalEMA with information that depicts the outcome, results, or products of the project at the end or prior to the end of the last quarter of the grant year. Recipients agree that failure to comply with any of these requirements may result in the withdrawal of this offer.

SIGNATURE OF AWARD OFFICIAL	TYPE NAME AND TITLE	DATE
	PEGGY OKABAYASHI, Assistant Secretary, Public Safety, Victim Services, Emergency Management and Administrative Services Division	

This Agreement is subject to applicable United States Department of Transportation statutory provisions and assistance regulations. In accepting this award or amendment and any payments made pursuant thereto, (1) the undersigned represents that s(he) is duly authorized to act on behalf of the recipient organization, and (2) the recipient agrees (a) with the requirements of the "Offer and Acceptance" clause, (b) that the award is subject to the applicable provisions of 49 CFR § 110 et seq., 49 CFR Part 18, and of the provisions of this agreement, including the Articles of Agreement, and (c) that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by CalEMA to have been overpaid, will be refunded in full to CalEMA.

BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION

SIGNATURE	TYPE NAME AND TITLE (local government)	DATE