



Executive Director's
Report to the
Board of Harbor Commissioners

DATE: MAY 31, 2022

FROM: PORT POLICE

SUBJECT: RESOLUTION NO. _____ - SECOND AMENDMENT TO AGREEMENT NO. C1870612-35788 BETWEEN THE STATE OF CALIFORNIA DEPARTMENT OF PARKS AND RECREATION, DIVISION OF BOATING AND WATERWAYS AND THE CITY OF LOS ANGELES HARBOR DEPARTMENT AND FOR REIMBURSEMENT OF TUITION COST

SUMMARY:

Staff requests approval of a Second Amendment to Agreement C1870612-35788 (Agreement) between the State of California Department of Parks and Recreation, Division of Boating and Waterways (DBW) and the City of Los Angeles Harbor Department (Harbor Department) for reimbursement of costs associated with law enforcement boating training classes being conducted at the Maritime Law Enforcement Training Center (MLETC).

The proposed Second Amendment will extend the contract completion date of the Agreement until December 31, 2022. This extension will allow for unused, previously allocated, State of California funding to be utilized.

Under this Agreement, the DBW will continue to reimburse the Harbor Department for training of police officers from agencies within the State of California.

RECOMMENDATION:

It is recommended that the Board of Harbor Commissioners (Board):

1. Find that the Director of Environmental Management has determined that the proposed action is administratively exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II, Section 2(f) of the Los Angeles City CEQA Guidelines;
2. Approve the proposed Second Amendment to Agreement C1870612-35788 between the Harbor Department and the State of California Department of Parks and Recreation;
3. Authorize the Executive Director to execute and the Board Secretary to attest to the Agreement; and
4. Adopt Resolution No. _____.

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DISCUSSION:

Background/Context – At its meeting on May 2, 2019, the Board approved Agreement C18701612-35788. Under the terms of the Agreement, the DBW agrees to pay the tuition fees for every police officer, from agencies located within California, including Los Angeles Port Police, enrolled in three designated core courses conducted at the MLETC, the Basic Maritime Officer’s Course (BMOC), the Advanced Maritime Officer’s Course (AMOC), and the Boating Accident Investigation (BAI) Course.

At its meeting on August 5, 2021, the Board approved to amend Agreement C18701612-35788. Under the amended terms, the contract was extended from September 26, 2021 to September 26, 2022, with no additional changes. Due to COVID-19 and restrictions implemented by the State of California’s Governor, in-person training was not able to be conducted during the original Agreement’s term, leaving funds unutilized. As restrictions are being lifted, DBW has requested to amend the Agreement term to June 26, 2019 through December 31, 2022, in order to allow sufficient time to conduct the pre-designated trainings at the MLETC and allow for the utilization of funds that have not been used during the initial and amended terms.

Under the proposed Second Amendment, the State will continue to reimburse the Harbor Department for training on a per-student basis for students that complete the BMOC, AMOC, or BAI courses.

Should this Agreement be terminated or not amended, all students, except those from the partner agencies, would be billed by the Harbor Department for instructional services according to the current MLETC tuition schedule.

ENVIRONMENTAL ASSESSMENT:

The proposed action is the approval of a Second Amendment to the Agreement between the Harbor Department and the State of California Department of Parks and Recreation, DBW, for reimbursement of costs associated with law enforcement boating training classes, which is an administrative activity. Therefore, the Director of Environmental Management has determined that the proposed action is administratively exempt from the requirements of CEQA in accordance with Article II Section 2(f) of the Los Angeles City CEQA Guidelines.

FINANCIAL IMPACT:

The Agreement with the State of California Department of Parks and Recreation, Division of Boating and Waterways is for reimbursement of costs associated with law enforcement boating training classes being conducted at the MLETC on a per-student basis as follows:

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COURSE	Rate Per Student	No. Students Per Class	Per Class Rate	No. of Classes	Total Cost Per Class
Basic Maritime Officers	\$1,000.00	12	\$12,000.00	20	\$240,000.00
Advanced Maritime Officers	\$570.00	12	\$6,840.00	15	\$102,600.00
Boating Accident Investigation	\$150.00	20	\$3,000.00	9	\$27,000.00
Travel					\$5,000.00
Supplies					\$5,000.00
Office Space					\$8,637.84
Total					\$388,237.84

To date, \$264,449.04 has been billed to DBW with a remaining contract balance of \$123,788.80. If approved, the Amendment will allow for the utilization of funds that have not been used during the initial term. We anticipate \$105,318.80 in additional reimbursement fees and other expenses to be recovered during the requested term.

Reimbursement fees are deposited to the Miscellaneous Other Operating Revenue Account No. 79090.

CITY ATTORNEY:

The Office of the City of Attorney has reviewed and approved the proposed Second Amendment as to form and legality.


TRANSMITTALS:

1. Second Amendment to Agreement No. C1870612-35788
2. Agreement No. C1870612-35788
3. Agreement No. C1870612.A1-35788

FIS Approval: MB
CA Approval: SO


RANDALL ALLEN
Deputy Chief of Police


THOMAS E. GAZSI
Chief of Public Safety and
Emergency Management

APPROVED:
 For
EUGENE D. SEROKA
Executive Director