



Executive Director's  
Report to the

Board of Harbor Commissioners

**DATE: MARCH 6, 2013**

**FROM: PORT POLICE**

**SUBJECT: RESOLUTION NO. \_\_\_\_\_ - MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF LOS ANGELES AND THE CITY OF LOS ANGELES HARBOR DEPARTMENT FOR REIMBURSEMENT OF URBAN AREA SECURITY INITIATIVE FUNDS FOR FISCAL YEAR 2011**

**SUMMARY:**

The City of Los Angeles Harbor Department (Harbor Department) is proposing to enter into a Memorandum of Agreement (MOA) with the City of Los Angeles (City) for the purpose of receiving funds as reimbursement from the Urban Area Security Initiative (UASI) for fiscal year (FY) 2011. UASI grants are provided by the United States Department of Homeland Security (DHS) to fund the needs of large urban areas, associated with building a sustainable capacity to prevent, respond to, and recover from threats or acts of terrorism.

In August 2011, DHS awarded the City grant monies in support of the FY11 UASI program. On June 6, 2012, City Council authorized the Mayor's Office to accept the UASI grant award. The Mayor's Office of Homeland Security and Public Safety, serving as fiduciary agent, will administer grant funds provided to the City.

Items approved for full grant reimbursement subsequent to expenditure by the Harbor Department are as follows: Port of Los Angeles (POLA) Communications Equipment (\$120,507), Maritime Law Enforcement Training Center (MLETC) equipment (\$271,307), and Multi-Assault Counter-Terrorism Action Capabilities (MACTAC) training (\$22,600). The award is for a three-year period ending April 30, 2014. There will be no cost share associated with the award, nor is there any annual operating and maintenance costs associated with the equipment purchases.

**RECOMMENDATION:**

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

1. Approve the Memorandum of Agreement between the Harbor Department and the City of Los Angeles to provide receipt of funds as reimbursement from the Urban Area Security Initiative;
2. Authorize the Executive Director or designee to execute and the Board Secretary to attest to the proposed Memorandum of Agreement for and on behalf of the Board; and
3. Adopt Resolution No. \_\_\_\_\_.

SUBJECT: RESOLUTION NO. \_\_\_\_\_ - MOA FOR REIMBURSEMENT OF  
FY11 UASI FUNDS

**DISCUSSION:**

Background/Context: In August 2011, DHS awarded the City grant monies in support of the FY11 UASI program for a three-year period ending April 30, 2014. Harbor Department items approved for expenditure are:

Item	Harbor Department Cost	Grant Reimbursement
POLA Communications Equipment Project	\$120,507	\$120,507
MLETC Equipment	\$271,307	\$271,307
MACTAC Training	\$ 22,600	\$ 22,600
<b>Total</b>	<b>\$414,414</b>	<b>\$414,414</b>

The purpose and use of the above projects are described below:

POLA Communications Equipment Project: Procure handheld portable radios, base station units, and vehicle mounted mobile units that will enhance maritime domain awareness and strengthen communications for the Port Pilot Station.

MLETC Equipment: Procure handheld radiation monitors, multi-gas detectors, aqualung wetsuits, mustang flotation devices, AED defibrillators, and ballistic vests that will establish and equip the MLETC to support preparedness and training for law enforcement/emergency response personnel.

MACTAC Training: Instructor and student first responder training associated with "active shooter" response. As described by DHS, the terrorist threat to the maritime environment is of high priority. Training will prepare for incidents within Los Angeles/Long Beach region public safety personnel in response to active shooter scenarios. Port Police have a unique environment in that contiguous to its headquarters is Port of Los Angeles High School, the Ports O' Call and "USS IOWA" tourist attractions, and highly frequented cruise passenger terminals.

On June 6, 2012, City Council approved a motion authorizing the Mayor's Office to accept the UASI grant award for FY11, Council File (CF) No. 11-1256 (Transmittal 2). The Mayor's Office of Homeland Security and Public Safety will serve as the fiduciary agent and administer grant funds provided to the City. As the fiduciary agent to the DHS, the City is required to execute a MOA (Transmittal 1) with its stakeholders as an instrument for receiving funds as reimbursement of UASI funds. Because the Harbor Department is considered an outside entity with its own revenue stream, separate from Council-controlled departments whom receive their budget from the General Fund, a MOA will serve to document the transfer of funds.

The Harbor Department will be reimbursed for grant expenditures when the procurements are executed and the projects are completed. The Harbor Department will submit invoices for reimbursement to the Office of the Mayor on a monthly basis along with a copy of the invoices supporting the reimbursement request.

DATE: MARCH 6, 2013

PAGE 3 OF 4

SUBJECT: RESOLUTION NO. \_\_\_\_\_ - MOA FOR REIMBURSEMENT OF  
FY11 UASI FUNDS

The award is for a three-year period ending April 30, 2014. Board approval of the MOA is necessary because the effective period of the MOA exceeds one year.

**ENVIRONMENTAL ASSESSMENT:**

The proposed action is approval of a MOA with the City to receive reimbursement funds for the UASI. As an administrative activity, the Director of Environmental Management has determined that the proposed action is exempt from the California Environmental Quality Act (CEQA) in accordance with Article II Section 2 (f) of the Los Angeles City CEQA Guidelines.

**ECONOMIC BENEFITS:**

Approval of the proposed Agreement will have no employment impact.

**FINANCIAL IMPACT:**

The entire cost of the items covered under this MOA is to be reimbursed by DHS under the UASI FY11 Grant Program through the Mayor's Office upon requests for drawdown of funds. The Harbor Department will be responsible for budgeting for and paying for the initial procurements and then request full reimbursement through the MOA. Because the Harbor Department is expected to be fully reimbursed for items covered under the MOA, there will be no cost share requirement for the Harbor Department. There is not expected to be any ongoing operating and maintenance costs associated with the items covered under the MOA.

Initial procurement costs are expected to be expended during FY 2013/2014 by the Harbor Department. Funds will be requested to be budgeted within Port Police Division's proposed FY 2013/2014 budget as follows:

Account	Center	Program	Total
59981	0412	640	\$391,814
51110	0412	000	\$ 22,600
<b>Total</b>			<b>\$414,414</b>

DATE: MARCH 6, 2013

PAGE 4 OF 4

SUBJECT: RESOLUTION NO. \_\_\_\_\_ - MOA FOR REIMBURSEMENT OF  
FY11 UASI FUNDS

**CITY ATTORNEY:**

The Office of the City Attorney has reviewed and approved the MOA as to form and legality.

**TRANSMITTALS:**

1. Memorandum of Agreement
2. Council File No. 11-1256 (June 7, 2012, Council action with Mayor concurrence, approving acceptance of 2011 UASI Grant Award.)

FIS Approval:  (initials)  
CA Approval:  (initials)

  
RONALD J. BOYD  
Chief of Police

  
JOHN M. HOLMES  
Deputy Executive Director

APPROVED:

  
GERALDINE KNATZ, Ph.D.  
Executive Director

RJB:WT:jad  
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