



THE PORT
OF LOS ANGELES
Executive Director's
Report to the

Board of Harbor Commissioners

DATE: NOVEMBER 27, 2023

FROM: PORT POLICE

SUBJECT: RESOLUTION NO. _____ - ACCEPTANCE OF THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY, FEDERAL EMERGENCY MANAGEMENT AGENCY GRANT UNDER FISCAL YEAR 2023 PORT SECURITY GRANT PROGRAM, AWARD NO. EMW-2023-PU-00209

SUMMARY:

Staff requests approval to accept and enter into a Grant Award EMW-2023-PU-00209 with the United States Department of Homeland Security (DHS), Federal Emergency Management Agency (FEMA), for the reimbursement of funds allocated to the Harbor Department under the Fiscal Year (FY) 2023 Port Security Grant Program (PSGP). If approved, the proposed Federal award will be in the amount of \$2,093,901 with an award date of September 1, 2023.

Items approved for grant reimbursement subsequent to expenditure by the Harbor Department are as follows: Security System Maintenance \$1,000,000, Cyber Threat Detection Software and Storage \$1,000,000, and Port of Los Angeles (POLA) Dive Equipment \$93,901. The award is for a three-year period ending August 31, 2026. A 25% cost share is required under this FY 2023 PSGP, which will be funded by the Harbor Department. The Harbor Department's total cost share for the projects is \$697,967, for a total cost of \$2,791,868 for all three projects.

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 exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II Section 2(f) and Article III Class 1(6) of the Los Angeles City CEQA Guidelines;
2. Approve the Grant Award, Grant No. EMW-2023-PU-00209 between the City of Los Angeles Harbor Department and the United States Department of Homeland Security, Federal Emergency Management Agency for the reimbursement of funds allocated to the Harbor Department under the Fiscal Year 2023 Port Security Grant Program;
3. Authorize the Co-Chair of the Area Maritime Security Committee or their designee, having previously been delegated signing authority by the Executive Director, to execute and the Board Secretary to attest to the Obligating Document for the Award;

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4. Authorize the Harbor Department to implement the projects approved for funding by the DHS; and
5. Adopt Resolution No. _____ accepting the Grant Award for EMW-2023-PU-00209 for FY 2023 PSGP.

DISCUSSION:

Background/Context: On February 23, 2023, FEMA announced the FY 2023 Notice of Funding Opportunity (Transmittal 1). The FY 2023 PSGP focused on enhancing cybersecurity; enhancing the protection of soft targets and crowded places; effective planning; training and awareness campaigns; equipment and capital project; and exercises.

On March 28, 2023, the Harbor Department, through an Information Memo (Transmittal 2), advised the Board of Harbor Commissioners that the Port Police would be applying for five projects under the FY 2023 PSGP.

On July 21, 2023, the Harbor Department was awarded three projects for this round of port security grants:

PROJECT	FEDERAL AMOUNT	25% NON- FEDERAL AMOUNT	TOTAL PROJECT COST
Security System Maintenance	\$1,000,000	\$333,333	\$1,333,333
Cyber Threat Detection Software and Storage	\$1,000,000	\$333,333	\$1,333,333
POLA Dive Equipment	\$93,901	\$31,301	\$125,202
Totals	\$2,093,091	\$697,967	\$2,791,868

Security System Maintenance: The Security System Maintenance project supports multiple security systems implemented under previous rounds of the PSGP. This program continues to facilitate the ongoing maintenance and repairs necessary to sustain the security system and ensure the continued effectiveness of the Port’s security program.

Cyber Threat Detection Software and Storage: The Cyber Threat Detection Software and Storage project includes the purchase of malware protection software and an extended secure data storage server. The software will protect against potential weakness in the

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Waterside Surveillance System (WSS) using encryptions and responding to cyberattacks. The storage server provides an enterprise-grade, resilient, scalable and reliable solution for maintaining data. Specific programs supported under the program include, but are not limited to, Closed Circuit Television, access control, and the WSS network.

POLA Dive Equipment: The Dive Equipment project will fund a magnetometer, gradiometer, rebreather, and doppler velocity log navigation and batteries for the Port Police Dive team. The meters provide detection for evidence to be recovered for underwater investigations. The rebreather extends gas endurance while lowering noise levels for divers. The doppler allows the Remotely Operated Vehicle to operate at peak performance.

The FY 2023 Department of Homeland Security Appropriations Act provides funds for a competitive grant program to address physical security enhancements for critical national seaports. The selection of projects submitted was based on the PSGP Application and Guidance package. For the purposes of the PSGP, and due to the high frequency of Sensitive Security Information (SSI) found in Investment Justifications (IJ), all IJs shall be considered SSI and as directed by FEMA, treated as such.

Request for changes, including but not limited to, extensions and change in scope, are to be submitted to the DHS Port Security Grant Program Manager for approval. The DHS PSGP Award is a reimbursement grant and includes a number of terms and conditions that must be followed in order for the grant recipient to be reimbursed. Port Police is responsible for and will comply with the conditions of the Grant Award.

The Harbor Department may request cost reimbursement on a monthly basis. The terms and conditions for this grant are called Agreement Articles and are listed in full on the Award document (Transmittal 3). The Agreement Articles for this grant include cost principles, audit requirements, administrative requirements, and reporting requirements as follows:

- a) The Harbor Department, using existing staff, shall comply with the Single Audit Act Amendments of 1996, as implemented by 2 C.F.R. Part 200, "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards" (Known as Super Circular).
- b) The Harbor Department, using existing staff, shall submit a Progress Report, as per the Port Security Grant Program Guidelines for biannual and final reports as well as quarterly financial reports (SF425).

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c) As required by the Super Circular, the recipient shall notify the FEMA of the developments that have significant impact on award-supported projects.

ENVIRONMENTAL ASSESSMENT:

The proposed action is the approval of the entrance into a Grant Award with FEMA for the reimbursement of funds allocated to the Harbor Department under the FY 2023 PSGP and implementation of PSGP projects, which is an administrative activity and an activity involving the addition of safety, security, health, or environmental protection devices for use in conjunction with existing structures, facilities, or mechanical equipment. Therefore, the Director of Environmental Management has determined that the proposed action is administratively and categorically exempt from the requirements of CEQA in accordance with Article II Section 2(f) and Article III Class 1 (6) of the Los Angeles City CEQA Guidelines.

FINANCIAL IMPACT:

Approval of the proposed Grant Award would authorize the acceptance of the FY 2023 PSGP federal funding of \$2,093,901. In addition, if the FY 2023 PSGP federal funds are accepted, then the Harbor Department will be obligated to commit \$697,967 towards funding three port security projects at a total cost of \$2,791,868.

Total costs and fiscal year spending associated with each of the projects covered under the FY 2023 PSGP, inclusive of granted funds and the 25% Harbor Department cost share are summarized as follows:

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The Harbor Department must front-fund all expenses before requesting reimbursement. Funding for the Security System Maintenance, Cyber Threat Detection Software and Storage, and POLA Dive Equipment will be requested in future fiscal years as part of the annual budget process.

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Subject to Board approval, funding in the amount of \$2,791,868 for three projects will be requested through the FY 2024/25 budget process within Account 54286 (Port Security Services), Center 0412, Program 640.

CITY ATTORNEY:

The Office of the City Attorney has reviewed the proposed Grant Award Agreement as to form and legality.

TRANSMITTAL(S):

1. PSGP FY 2023 Notice of Funding Opportunity
2. Information Memo to the Board of Harbor Commissioners
3. PSGP FY 2023 Award Letter/Package

FIS Approval: MB
CA Approval: SO



GREG D. MCMANUS
Deputy Chief of Police



THOMAS E. GAZSI
Chief of Public Safety and
Emergency Management

APPROVED:

Marla Bleavins For
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