

April 5, 2022



KRISTIN M. CROWLEY  
FIRE CHIEF

March 14, 2022

BOARD OF FIRE COMMISSIONERS  
FILE NO. 22-031

TO: Board of Fire Commissioners

FROM:  Kristin Crowley, Fire Chief

SUBJECT: SECOND AMENDMENT TO AGREEMENT NO. C-124774 WITH THE  
CITY OF SAN FERNANDO FOR COMPREHENSIVE FIRE AND  
EMERGENCY MEDICAL SERVICES

FINAL ACTION:	<input 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 Withdrawn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 August 20, 2014, the Los Angeles City Council approved Agreement No. C-124774 between the Los Angeles Fire Department (LAFD) and the City of San Fernando for comprehensive fire and medical services for a five (5) year term commencing on July 1, 2012 and expiring on June 30, 2017. (CF 13-1644) The Agreement included an option to extend the term for an additional two (2) five-year terms.

Services to be provided by the LAFD include fire suppression, fire prevention, inspection, paramedic and emergency medical technician functions, and medical transportation services. Terms of the agreement state that services provided by the LAFD will be compensated through a fee formula based upon assessed property values of both cities in relation to the LAFD operating budget.

Fire suppression and emergency medical services are currently provided to San Fernando primarily through three adjacent LAFD first-in Fire Stations (FS) within Battalion 12 - FS 75 located at 15345 San Fernando Mission, Mission Hills; FS 91 located at 14430 Polk Street, Sylmar; and FS 98 located at 13035 Van Nuys Boulevard, Pacoima. Services provided to the City of San Fernando encompass the duties and functions customarily rendered by the LAFD within its jurisdiction under the provisions of the Los Angeles City Charter and ordinances. The LAFD has provided Emergency medical and fire suppression services to the City of San Fernando since 1978. (Contract No. 49757)

On July 24, 2017, a First Amendment to Agreement No. C-124774 was executed, exercising the first option to extend by contract term by five (5) years, from July 1, 2012 through June 30, 2022.

In this Second Amendment to Agreement No. C-124774, the LAFD desires to exercise the second option to extend the term for an additional five (5) years, from July 1, 2012 through June 30, 2027.

The City Attorney has reviewed and approved the Second Amendment as to legal form. Pursuant to City Charter Section 373, City Council approval is not required for contracts with other governmental agencies.

### **RECOMMENDATIONS**

That the Board:

1. Approve and authorize the Fire Chief to execute the Second Amendment to Agreement No. C-124774 between the City and the City of San Fernando, to extend the term for five years from July 1, 2012 through June 30, 2027, for comprehensive fire and emergency medical services.
2. Transmit the Second Amendment to Agreement No. C-124774 to the Mayor for review and approval, in accordance with Executive Directive No. 3.

### **FISCAL IMPACT**

There is no impact to the General Fund. The City of Los Angeles will receive approximately \$3.0M annually in reimbursement for providing the City of San Fernando comprehensive fire and medical services over the next five years.

Board report prepared by Ngozi Mbamalu, Sr. Management Analyst II, Revenue Management Section, Administrative Services Bureau.

Attachment

**SECOND AMENDMENT TO AGREEMENT C-124774**

**FOR COMPREHENSIVE FIRE  
AND EMERGENCY MEDICAL SERVICES**

**BETWEEN  
THE CITY OF LOS ANGELES  
AND  
THE CITY OF SAN FERNANDO**

**THIS SECOND AMENDMENT** ("Second Amendment") to Agreement No. C-124774 (hereinafter referred to as "Agreement") is made by and between the City of Los Angeles, a municipal corporation, acting by and through the Los Angeles Fire Department (hereinafter referred to as "the LAFD"), and the City of San Fernando, a municipal corporation, acting by and through its City Council, (collectively, "the Parties") with reference to the following:

**WHEREAS**, the LAFD has provided comprehensive fire suppression/protection services (actions in response to an actual or threat of fire or other emergency, including fire inspections) and Emergency Medical Services ("EMS", as that term is defined in the California Health and Safety Code Section 1797.72) to the City of San Fernando, a municipal corporation within the County of Los Angeles and adjacent to the City of Los Angeles, with the City of San Fernando paying the City of Los Angeles for those services pursuant to a December 14, 1978 agreement, including one amendment, between the City of Los Angeles and the City of San Fernando (Contract No. 49757); and

**WHEREAS**, the City of Los Angeles and the City of San Fernando entered into Agreement No. C-124774, wherein the LAFD would provide comprehensive fire and Emergency Medical Services to the City of San Fernando for the service period starting from July 1, 2012 through June 30, 2017, with an option to extend the term for up to two (2) additional five-year terms by mutual written agreement of the parties, and the City of San Fernando would pay the City of Los Angeles for those services; and

**WHEREAS**, on October 27, 2014, the Parties entered into Addendum No. 1 to the Agreement wherein the City of San Fernando agreed to reimburse the City of Los Angeles for services provided in Fiscal Year 2010-11, as well as to pay for the services in accordance with a repayment schedule; and

**WHEREAS**, on July 24, 2017, the Parties entered into a First Amendment to exercise the first of two (2) five-year extensions, and extend the term of this Agreement from July 1, 2012 through June 30, 2022; and

**WHEREAS**, the Parties now desire in this Second Amendment to exercise the last of the two (2) five-year extensions; and extend the term of this Agreement from July 1, 2012 through June 30, 2027.

**NOW THEREFORE**, in consideration of the premises, representations, covenants and agreements provided below, the Parties agree as follows:

1. **Section 1 – Purpose, Attachment B** – The City of Los Angeles, Comparable Share of Total Cost referenced in Section 1 of the original Agreement is hereby amended to add Attachment B.2 - Comparable Share of the Total Cost which is attached to this Second Amendment. Attachment B.2 is applicable to the term commencing July 1, 2022 and expiring on June 30, 2027.
2. **Section 3 – General Provision, Paragraph A – Term**, is hereby amended in its entirety to read as follows:

TERM. The term of this Agreement shall commence on July 1, 2012 and shall expire on June 30, 2027.

3. **Section 3 – General Provisions, Paragraph B – Ratification**, is hereby amended in its entirety to read as follows:

RATIFICATION. Where there has been a need to provide uninterrupted Fire and EMS services crucial to public safety and where such services have been provided prior to the date of execution of this Second Amendment, both parties agree that the City of San Fernando's obligation to pay for services provided and the calculation for the payment of services under this Agreement shall begin on July 1, 2022, and shall be made annually thereafter.

4. **Section 3 – General Provisions, Paragraph L – Principal Contacts**, is hereby amended in its entirety to read:

**PRINCIPAL CONTACTS.** The principal contacts for the Agreement are:

LOS ANGELES FIRE DEPARTMENT  
Kristin M. Crowley, Fire Chief  
200 North Main Street, Room 1800  
Los Angeles, CA 90012  
(213) 978-3800

CITY OF SAN FERNANDO  
Nick Kimball, City Manager  
117 Macneil Street  
San Fernando, CA 91340  
(818) 898-1202

5. **Section 14 – Counterparts/Electronic Signatures** is hereby added in its entirety to read as follows:

This Agreement may be executed in one or more counterparts, and by the parties in separate counterparts, each of which when executed shall be deemed to be an original but all of which taken together shall constitute one and the same agreement. The parties further agree that facsimile signatures or signatures scanned into .pdf (or signatures in another electronic format designated by the City of Los Angeles) and sent by e-mail shall be deemed original signatures.

6. Except as amended by this Second Amendment, all other provisions of the Agreement shall remain in full force and effect. In the event of any conflict or inconsistency between the provisions of this Second Amendment and the provisions of the Agreement, the provisions of this Second Amendment shall govern and control but only to the extent of the conflict or inconsistency and no further.
7. This Second Amendment may be executed in counterparts.

[Signature Page to Follow]

**IN WITNESS WHEREOF**, the parties hereto have caused the Agreement to be executed by their respective duly authorized representatives.

**CITY OF LOS ANGELES**

**CITY OF SAN FERNANDO**

By \_\_\_\_\_  
Kristin M. Crowley  
Fire Chief  
Los Angeles Fire Department

By \_\_\_\_\_  
Nick Kimball  
City Manager

Date \_\_\_\_\_

Date \_\_\_\_\_

**APPROVED AS TO FORM:**

**ATTEST:**

Michael N. Feuer, City Attorney

Holly L. Wolcott, City Clerk

By \_\_\_\_\_  
Samuel W. Petty  
Deputy City Attorney

By \_\_\_\_\_  
Deputy City Clerk

Date \_\_\_\_\_

Date \_\_\_\_\_

**ATTACHMENT**

Attachment B.2 - Comparable Share of the Total Cost for Agreement C-124774-2

## **ATTACHMENT B.2**

### **Comparable Share of the Total Cost for Agreement C-124774-2 July 1, 2022 through June 30, 2027**

#### **City of Los Angeles Fire Department FY 2020-21 Actual Special Services Fee & Estimated Fee for FY 2021-22 For City of San Fernando**

<b>San Fernando</b>	<b>Estimated 2020-21</b>	<b>Actual 2020-21</b>	<b>Estimated 2021-22</b>
Assessment Value (Note 1)			
City of Los Angeles (A)	\$ 695,947,035,925	\$ 723,693,007,461	\$ 723,693,007,461
San Fernando (B)	\$ 2,176,474,230	\$ 2,253,684,203	\$ 2,253,684,203
Ratio C=(B/A)	0.310%	0.310%	0.310%
Fire Department Budget (Note 2)			
Operating Budget	\$ 732,243,241	\$ 732,243,241	\$ 749,905,539
Related and Indirect Costs	\$ 427,080,677	\$ 427,080,677	\$ 458,759,961
Total Budget	\$ 1,159,323,918	\$ 1,159,323,918	\$ 1,208,665,500
Less Revenue (Note 3)	\$ (249,685,000)	\$ (207,635,202)	\$ (220,667,652)
Net Budget (D)	\$ 909,638,918	\$ 951,688,716	\$ 987,997,848
<b>Annual Fee (C*D)</b>	<b>\$ 2,819,881</b>	<b>\$ 2,950,235</b>	<b>\$ 3,062,793</b>

Note 1: Obtained from the 2021 Los Angeles County, Office of Assessor Annual Report.

Note 2: Obtained from the Mayor's Budget modified and adopted by the Los Angeles City Council.

Note 3: Obtained from the Revenue Outlook book, a supplemental to the Proposed Budget.