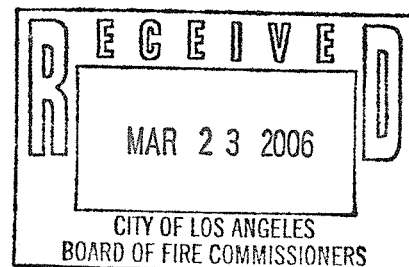


LOS ANGELES FIRE DEPARTMENT



BFC 06-039

WILLIAM R. BAMATTRE
FIRE CHIEF



March 7, 2006

TO: The Honorable Board of Fire Commissioners
City of Los Angeles

FROM: William R. Bamattre, Fire Chief

SUBJECT: **HELITANKER CONTRACT (C106984) EXTENSION –
SECOND YEAR OPTION (SECOND AMENDMENT)**

SUMMARY

In May 2004, the Board of Fire Commissioners (Board) authorized the Department to enter into a helitanker lease with Erickson Air-Crane Inc. to assist in fire suppression during fire brush season. The contract's terms and conditions stipulated a one-year contract for a 129-day performance period. Additionally, two, one-year options were included in the contract without any cost increase. On March 15, 2005, the Board approved the first of the two available one-year options.

RECOMMENDATION

It is respectfully recommended that the Board approve the contract amendment exercising the last of two, one-year extensions incorporated into the Erickson Air-Crane Inc. contract and to transmit the contract amendment to the Mayor's Office.

FINDINGS

The Department has requested continued funding in the Fiscal Year 2006/07 proposed budget (\$1,651,200) to lease a helitanker for a 129-day performance period. Pursuant to the contract terms, the specific performance period will be negotiated with Erickson Air-Crane Inc. at a later date.



Honorable Board of Fire Commissioners
March 7, 2006
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CONCLUSION

The ongoing efforts to provide public safety and to mitigate property damage that results from wildfires is greatly enhanced by the addition of a helitanker to Department resources during the City's annual fire brush season. The helitanker program is in its fifth year and continues to provide firefighter safety and save the City of Los Angeles millions of dollars by reducing the likelihood of devastating fires.

Respectfully submitted,

A large, stylized handwritten signature in black ink, appearing to read "Bamattre".

WILLIAM R. BAMATTRE
Fire Chief

A small, stylized handwritten mark or signature in black ink, possibly initials.

Attachment

**SECOND AMENDMENT TO AGREEMENT NO. C-106984
BETWEEN
THE CITY OF LOS ANGELES
AND
ERICKSON AIR-CRANE INCORPORATED**

THIS SECOND AMENDMENT to Agreement Number C-106984 between the City of Los Angeles, a municipal corporation (hereinafter referred to as the "CITY"), acting by and through the Los Angeles Fire Department (hereinafter referred to as the "FIRE DEPARTMENT"), and Erickson Air-Crane Incorporated, a Delaware corporation organization, (hereinafter referred to as the "CONTRACTOR") is entered into with reference to the following:

WHEREAS, the City requires the services of a qualified company to provide a heavy lift standard category 1 certified helitanker (hereinafter referred to as "helitanker") during the City's annual brush fire season to augment the air attack assets the Fire Department could bring to bear on a brush fire incident; and

WHEREAS, The City may, at its sole discretion and through the Fire Department, extend the term of the Agreement for one (1) additional year, pursuant to written contract as provided in SECTION 8, of this Agreement. Any such amendment will be subject to availability of City funds and the Contractor's satisfactory performance of all the terms of this Agreement, and

WHEREAS, ARTICLE 5 – COMPENSATION AND METHOD OF PAYMENT in the Second Amendment to Agreement No. C-106984 provides for the CITY to pay a base price amount not to exceed ONE MILLION SIX HUNDRED FIFTY-ONE THOUSAND AND TWO HUNDRED DOLLARS (\$1,651,200) to the CONTRACTOR, for a specific service period, as yet to be negotiated, which represents eighteen and four tenths (18.4) weeks (129 days) and one hundred ten (110) flight hours in Fiscal Year 2006-07, and

NOW THEREFORE, the parties hereby agree to amend Agreement Number C-106984 as follows:

- A. The term of this Agreement will commence on the date executed by all parties hereto and will terminate on June 30, 2007, unless otherwise terminated by the Fire Department as hereinafter provided in SECTION 9 of this Agreement.
- B. Except as herein amended, all other terms and conditions will remain in full force and effect.
- C. This Amendment is executed in four (4) triplicate originals, each of which is deemed to be an original. This Amendment, which includes three (3) pages, and which the original Agreement constitutes the complete understanding and agreement between the parties.

{Signature page follows.}