

December 4, 2012

LOS ANGELES FIRE DEPARTMENT




BRIAN L. CUMMINGS
FIRE CHIEF

November 15, 2012

BOARD OF FIRE COMMISSIONERS
FILE NO. 12-199

TO: Board of Fire Commissioners

FROM: Brian L. Cummings, Fire Chief 

SUBJECT: APPROVAL OF THE DRAFT SECOND AMENDMENT TO THE VOCATIONAL EDUCATION TRAINING AGREEMENT BETWEEN THE CITY OF LOS ANGELES THROUGH ITS FIRE DEPARTMENT AND THE LOS ANGELES COMMUNITY COLLEGE DISTRICT ON BEHALF OF EAST LOS ANGELES COLLEGE

FINAL ACTION: ☐ Approved ☐ Approved w/Corrections ☐ Withdrawn
☐ Denied ☐ Received & Filed ☐ Other

Recommendations: That the Board:

1. Approve the attached draft Agreement to establish the second amendment to the Vocational Education Training Agreement with the Los Angeles Community College District, which will consist of a three-year term covering the period from July 1, 2012 through June 30, 2015.
2. Ratify any ongoing services the District may have provided prior to the execution of this Agreement, to the extent such services were performed in accordance with this Agreement.
3. Direct the Commission Executive Assistant to forward this Agreement to the Mayor for review and approval, in accord with Executive Directive Number 3.
4. Subject to the approval of the Mayor and the City Attorney, authorize the Fire Chief to execute the attached Agreement with the District.

Summary:

Effective July 1, 2010, the City of Los Angeles through the Fire Department entered into Agreement C-118678 with the District on behalf of East Los Angeles College (ELAC). The Agreement consisted of an initial term of one-year with four one-year options to extend by written amendment. This second amendment to the Agreement combines the remaining three-year options and covers the period from July 1, 2012 through June 30, 2015.

Pursuant to this Agreement, ELAC awards college credit to Fire Department training courses completed by members. ELAC also shares with the City Vocational Education Training (VET) funds received by ELAC from the State based on student instructional hours. The State authorized VET program provides reimbursement for Fire Department training related expenditures.

For the student instructional hours used between July 1, 2005 and June 30, 2012, the Fire Department received approximately \$11,000,000 in VET funds. This second amendment to the Vocational Education Training Agreement, has the potential to generate an additional \$4,000,000 in VET funds if all options are exercised. ELAC staff has advised that the, \$3.50 per student, instructional hour share is likely to remain unchanged for several years. The annual VET fund payment of approximately \$1,200,000 is a decrease from previous years due to the closure of the training academy and the reduction of in-service training.

The draft second amendment to the Vocational Education Training Agreement has been reviewed and approved by the City Attorney. The Fire Department has complied with all City procedures, laws and policies applicable to the execution of the new Agreement.

The proposed Agreement is with a governmental entity and does not require City Council review and approval per City Charter Section 373.

Fiscal Impact:

As stated earlier in this report, if this second amendment to the Agreement is approved, an estimated \$1,200,000 in VET funds will be received by the Fire Department for each one-year term of the Agreement completed, for a combined total of approximately \$6,000,000, for all five years of training activities, if all options to extend are exercised. These funds will provide reimbursement for training and training equipment costs in lieu of strained Fire Department budget funds and will be used to meet important training needs.

Conclusion:

In addition to the fiscal impact noted above, approval of the Agreement will also continue college accreditation for the Fire Department's in-service and regional training programs and college credit for training received by members.

Board Report prepared by Kimberly Perry, Management Analyst I, Training and Support Bureau.

Attachment – Los Angeles Community College District, East Los Angeles College
Vocational Education Training Agreement – Second Amendment

DRAFT
SECOND AMENDMENT TO THE AGREEMENT
BETWEEN THE CITY OF LOS ANGELES
BY AND THROUGH ITS' FIRE DEPARTMENT
AND THE LOS ANGELES COMMUNITY COLLEGE DISTRICT
ON BEHALF OF EAST LOS ANGELES COLLEGE

THIS AGREEMENT is entered into by and between the LOS ANGELES COMMUNITY COLLEGE DISTRICT (hereinafter referred to as the "DISTRICT"), and the CITY OF LOS ANGELES (hereinafter referred to as the "CITY"), by and through its Fire Department (hereinafter referred to as the "DEPARTMENT"), with reference to the following:

WHEREAS, the DEPARTMENT conducts training programs designed for entry level and advanced level fire personnel; and

WHEREAS, the continuing education training courses are approved for college credits through the DISTRICT; and

WHEREAS, the East Los Angeles College is an accredited, educational institution empowered to grant college credits for approved education-training courses; and

WHEREAS, Article II – Term provides for an initial one-year contract and with the parties discretion, subject to the performance of all terms of this Agreement, extends the term of the Agreement for four (4) additional one-year periods; and

WHEREAS, the CITY and DISTRICT desire in this second amendment, to exercise the three-year extension and extend the term of Contract No. C-118678 from July 1, 2012 to June 30, 2015; and

NOW, THEREFORE, in consideration of the above premises, and the mutual covenants and agreements herein contained, the parties agree as follows:

2. ARTICLE II.-TERM is hereby modified in its entirety as follows:

- A. This term of this Agreement shall be for three (3) years and will become effective on July 1, 2012 upon signature by the duly authorized representatives of the CITY and the DISTRICT and will terminate on June 30, 2015.
- B. Due to the need for the District's services to be provided on an ongoing basis, the District may have provided services prior to the execution of this amendment. To the extent that said services were performed in accordance with the terms and conditions of this Agreement, those services are hereby ratified.

3. ARTICLE VI. – PAYMENT FOR SERVICES is modified to read as follows:

“The DISTRICT will pay the CITY based on student instructional hours (Weekly Student Contract Hours – WSCH, or Full Time Equivalent Students – FTES) in accord with State guidelines. In consideration for the services provided here-under, effective July 1, 2012 and terminating on June 30, 2015, the DISTRICT will pay the CITY \$3.50 per student instructional hour that is eligible for State general apportionment. If the State-established registration fee is other than \$36.00 per unit, payment will reflect a pro rata adjustment per student instructional hour for student registration fees based on the change to the rate established by the State. If no funds are paid by the State to the DISTRICT, the DISTRICT will not be obligated to pay the CITY. If the DISTRICT is paid apportionment on a pro rata basis by the State, this apportionment will be applied directly to the CITY.

4. Addendum “A”- Replaced in its entirety with Addendum “A”
(Revised, September 2012).

Except as amended by this SECOND AMENDMENT, all other provisions of City Contract C-118678 shall remain in full force and effect. This Amendment includes three pages and **Addendum A—List of Updated Courses**.

{Signature page to follow}

IN WITNESS WHEREOF, the parties have caused this instrument to be executed by their respective duly authorized representatives.

DATE: _____

For: CITY OF LOS ANGELES

By: _____
BRIAN L. CUMMINGS
Fire Chief

DATE: _____

**For: LOS ANGELES COMMUNITY
COLLEGE DISTRICT**

By: _____
Tom Furukawa
Vice President
Administrative Services
East Los Angeles College

**APPROVED AS TO FORM
AND LEGALITY:**

ATTESTED:

CARMEN A. TRUTANICH
City Attorney

JUNE LAGMAY
City Clerk

By: _____
Anthony-Paul Diaz
Deputy City Attorney

By: _____
Deputy City Clerk

DATE: _____

DATE: _____

CITY Business Tax Registration Number: _____

Internal Revenue Service Tax Identification Number: _____

Said Agreement is Number: _____

ADDENDUM A
REVISED September 2012

FIRE UPDATES	COURSE NO.	NO. HOURS	UNITS	STATUS
Fire Update 27 Hours	Fire Tech 221	27	.5	Approved
Fire Update 54 Hours	Fire Tech 63	54	1.0	Approved
Fire Update 81 Hours	Fire Tech 64	81	1.5	Approved
Fire Update 108 Hours	Fire Tech 65	108	2.0	Approved
Fire Update 135 Hours	Fire Tech 66	135	2.5	Approved
Fire Update 162 Hours	Fire Tech 228	162	3.0	Approved
Fire Update 189 Hours	Fire Tech 229	189	3.5	Approved
Fire Update 216 Hours	Fire Tech 230	216	4.0	Approved
Fire Update 243 Hours	Fire Tech 231	243	4.5	Approved
Fire Update 270 Hours	Fire Tech 232	270	5.0	Approved
FIRE OFFICER CERTIFICATION	COURSE NO.	NO. HOURS	UNITS	STATUS
Fire Instructor 1A	Fire Tech 30	40	2.25	Approved
Fire Instructor 1B	Fire Tech 31	40	2.25	Approved
Fire Instructor 1C	Fire Tech 34	40	1.5	Pending
Fire Prevention 1A	Fire Tech 40	40	2.25	Approved
Fire Prevention 1B	Fire Tech 41	40	2.25	Approved
Fire Management 1	Fire Tech 50	40	2.25	Approved
Fire Command 1A	Fire Tech 60	40	2.25	Approved
Fire Command 1B	Fire Tech 61	40	2.25	Approved
Fire Command 1C	Fire Tech 225	40	2.25	Approved
Fire Investigation 1A	Fire Tech 70	40	2.25	Approved
ICS 100	Fire Tech 91	8	.5	Approved
ICS 200	Fire Tech 220	18	1.0	Approved
ICS 300	Fire Tech 93	27	1.5	Approved
ICS 400	Fire Tech 94	22	1.25	Approved
ENGINEER/DRIVE OPERATOR CERTIFICATION	COURSE NO.	NO. HOURS	UNITS	STATUS
Driver/Operator 1A	Fire Tech 237	40	1.5	Approved
Driver/Operator 1B	Fire Tech 238	40	1.5	Approved
Basic Emergency Vehicle Operations	Fire Tech 239	16	.5	Approved
Basic Pump Operations	Fire Tech 240	16	.5	Approved
COURSE NAME	COURSE NO.	NO. HOURS	UNITS	STATUS
Advanced Fire Management and Leadership	Fire Tech 32	136	7.5	Approved
Wildland Fire Behavior Calculations	Fire Tech 33/5390	32	1.75	Approved
EMT Refresher (54hrs)	Fire Tech 97	54	2.0	Archived
Paramedic Refresher (48hrs)	Fire Tech 227	48	1.5	Approved
Intermediate Fire Behavior	Fire Tech 233/S-290	32	1.25	Approved
Strike Team Task Force Leader	Fire Tech 234/S-330	32	1.75	Approved
Division/Group Supervisor	Fire Tech 235/S-339	20	1.0	Approved
Safety Officer	Fire Tech 236	32	1.0	Approved
Fire Control 2-Basic Operations	Fire Tech 242	18	.5	Approved
Auto Extraction	Fire Tech 241	18	.5	Approved
Roof Ventilation	Fire Tech 243	16	.5	Approved
Ethical Leadership For Fire Instructors	Fire Tech 244	8	.5	Approved
Fire Operations In The Wildland Urban Interface	Fire Tech 186/S-215	27	1.5	Approved
Internal Affairs Investigation	Fire Tech 187	40	1.75	Approved
Tactical Decision Making In Wildland Fires	Fire Tech 188/S-336	24	1.25	Approved
Basic Leadership Skills For Fire Supervisors	Fire Tech 189/L-280	16	1	Approved
Fireline Leadership Advanced	Fire Tech 190/L-380	32	1.5	Approved