

RESOLUTION NO. 15-0026

A RESOLUTION OF THE MANHATTAN BEACH CITY COUNCIL CONFIRMING PAYMENT OF PORTAL-TO-PORTAL FOR FIRE DEPARTMENT EMPLOYEES FOR PROVIDING LOCAL GOVERNMENT FIRE AND EMERGENCY ASSISTANCE TO THE STATE OF CALIFORNIA AND FEDERAL AGENCIES

WHEREAS, through the California Fire and Rescue Mutual Aid System at the request of the California Governor's Office of Emergency Services, Cal FIRE, federal fire agencies, or other fire agencies, the Manhattan Beach Fire Department (Department) personnel can be assigned to locations throughout California in the event of a local, State, or federal emergency, and

WHEREAS, the City of Manhattan Beach ("City") is a public agency located in the County of Los Angeles, State of California; and

WHEREAS, the City desires to be reimbursed for the costs of fire personnel and engine and equipment loss or damage under the California Fire and Rescue Mutual Aid System agency guidelines; and

WHEREAS, it is the intention the State's Office of Emergency Services to change California Fire Assistance Agreement language to eliminate portal-to-portal reimbursement for Department personnel effective January 1, 2015, unless a Memorandum of Understanding or governing body resolution is in place that confirms the Department's personnel are compensated on a portal-to-portal basis when they are assigned to an emergency incident; and

WHEREAS, the State Office of Emergency Services requires each participating agency to adopt a resolution authorizing overtime and portal-to-portal pay for agency employees; and

WHEREAS, it is the City Council's desire to provide fair and legal payment to all its employees for time worked; and

WHEREAS, the City in its employ, Fire Department response personnel including: Fire Chief, Battalion Chief, Fire Captain, Fire Engineer, Fire Paramedic, and Firefighter

The Council of the City of Manhattan Beach does hereby resolve as follows:

Section 1. The City will compensate its employees portal-to-portal while in the course of their employment and away from their official duty station and assigned to an emergency incident in support of an emergency incident, or pre-positioned for emergency response.

Section 2. The City will compensate its employees overtime in accordance with their current Memorandum of Understanding while in the course of their employment and away from their official duty station and assigned to an emergency incident, in support of an emergency incident, or pre-positioned for emergency response.

Section 3. The City Clerk shall certify to the adoption of this resolution and shall cause this resolution and his certification to be entered in the Book of Resolutions of the Council of this City.

The foregoing resolution was adopted by the Council at the regular meeting on the 2nd day of June 2015.

PASSED, APPROVED AND ADOPTED this 2nd day of June 2015.

Ayes: _____

Noes: _____

Abstain: _____

Absent: _____

Wayne Powell, Mayor
City of Manhattan Beach

ATTEST:

_____ (Seal)

Liza Tamura
City Clerk

APPROVED AS TO FORM:

Quinn M. Barrow
City Attorney