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OAKLAND

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Approved as to Form and Legality


City Attorney

OAKLAND CITY COUNCIL
RESOLUTION No. 82049 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR HIS DESIGNEE TO:

- 1) **ACCEPT AND APPROPRIATE AN ADDITIONAL TEN THOUSAND DOLLARS (\$10,000.00) IN OIL SPILL PREVENTION AND RESPONSE (OSPR) GRANT FUNDING FOR FY 08-09, INCREASING THE TOTAL GRANT AWARD TO THIRTY-FIVE THOUSAND DOLLARS (\$35,000) PER YEAR FOR REIMBURSEMENT FROM THE STATE OF CALIFORNIA DEPARTMENT OF FISH AND GAME, OFFICE OF OIL SPILL PREVENTION AND RESPONSE (OSPR), FOR THE CITY OF OAKLAND'S STAFF SERVICES OF UPDATING AND REVISING THE ALAMEDA COUNTY OIL SPILL CONTINGENCY PLAN (LCP), AND**
- 2) **ACCEPTING UP TO THIRTY-FIVE THOUSAND DOLLARS (\$35,000) IN GRANT FUNDING PER YEAR FOR THE NEXT FIVE YEARS, THROUGH JULY 1, 2014, TO CONTINUE TO UPDATE AND REVISE THE ALAMEDA COUNTY OIL SPILL CONTINGENCY PLAN**

WHEREAS, the Oakland Fire Department's Office of Emergency Services (OES) has been the lead agency for development and implementation of the Alameda County Oil Spill Contingency Plan since July 1995; and

WHEREAS, since 1997, the Department of Fish and Game has been awarding the City of Oakland with an annual grant for the purpose of reviewing and updating the local contingency plan, as needed; and

WHEREAS, in July of 2008 City Council voted unanimously to approve Resolution Number 81472 C.M.S., accepting the total award in the amount of \$50,000.00 from the State of California Department of Fish and Game (DFG), Office of Oil Spill Prevention and Response (OSPR) to update the local oil spill contingency plan; and

WHEREAS, the Alameda County Oil Spill Contingency Plan has been completely revised as of March 2009, to incorporate the lessons learned as a result of the November 7, 2007 Cosco Busan Oil Spill incident; and

WHEREAS, the State of California Department of Fish and Game (DFG), Office of Oil Spill Prevention and Response (OSPR) has approved a grant award increase in a total amount of \$10,000 with an increase of the pro-rata share of the grant that the City of Oakland receives from \$8,500 per year to \$18,500 per year because of the extensive work the Oakland Fire Department's Office of Emergency Services (OES) staff has done on the plan update(s); and

WHEREAS, there are no matching funds required and there are no other costs associated with accepting these grant funds; and

WHEREAS, Administrative Instruction 1303 (AI 1303) establishes policies and procedures for the calculation of fringe benefits and overhead expenditures associated with direct services activities; now, therefore be it

RESOLVED: That the City Council by adoption of this Resolution hereby authorizes the City Administrator or his designee to accept and appropriate an additional ten thousand dollars in grant funds (\$10,000.00) for FY08-09, increasing the total annual grant amount to thirty-five thousand dollars (\$35,000) for reimbursement from the California Department of Fish and Game, Office of Oil Spill Prevention and Response, for updating and revising the Alameda County Oil Spill Contingency Plan and for a grant award of up to \$35,000 per year, for the next five years, through July 1, 2014, to continue to update the plan and that Oakland's pro-rata share of the OSPR annual grant of up to \$35,000 per year will be \$18,500 per year for the next five years through July 1, 2014; and be it

FURTHER RESOLVED: That upon receipt, revenue will be applied to State of California Fund 2159, Org. 20711, Revenue Account 46229 and expenditures will be applied to Fund 2159, Org. 20711, and accounts 51000, 58522, and 52919 which include salaries, benefits, central services overhead costs and supplies, and that there are no matching funds required and there are no other costs associated with accepting these grant funds; and be it

FURTHER RESOLVED: That the City Attorney's Office will review the grant agreement amendment for form and legality as well as all future grant agreements and documents related to OSPR grants and a copy of such agreement(s) will be placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 2 2009

PASSED BY THE FOLLOWING VOTE:


AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, ~~REID~~, AND PRESIDENT BRUNNER - 7

NOES - 0

ABSENT - Reid - 1

ABSTENTION - 0

ATTEST:



LATONDA SIMMONS
City Clerk and Clerk of the Council of
the City of Oakland, California