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CITY OF OAKLAND

AGENDA REPORT

TO: DEANNA J. SANTANA
CITY ADMINISTRATOR

FROM: Mark Hoffmann
Interim Fire Chief

SUBJECT: FEMA GRANT

DATE: February 17, 2012

City Administrator

Date

Approval

Deanna Santana

2/25/12

COUNCIL DISTRICT: City-Wide

RECOMMENDATION

Staff recommends that the Committee accept this report and that the Oakland City Council approve a resolution: 1) authorizing the City Administrator or her designee to accept and appropriate grant funds from the U.S. Department of Homeland Security's Federal Emergency Management Agency (FEMA) Assistance to Firefighters Grant (AFG) program for the period of December 30, 2011 to December 29, 2012 in the amount of seven hundred eighty-nine thousand three hundred sixty dollars (\$789,360) with matching City of Oakland funds in the amount of one hundred ninety-seven thousand three hundred forty dollars (\$197,340) for the purchase of a newly built fire truck; 2) approving the expenditure of matching City of Oakland funds in the amount of one hundred ninety seven thousand three hundred forty dollars (\$197,340); 3) waiving the advertising and competitive bidding requirements; and 4) awarding a contract to Pierce Manufacturing Incorporated via Golden State Apparatus, Incorporated in an amount not to exceed nine hundred thirty-two thousand dollars (\$932,000), for the purchase of a newly built fire truck and in compliance with City of Oakland purchasing policies and procedures.

OUTCOME

Approval of the resolution will allow the Oakland Fire Department (OFD) to complete the purchase of an essential piece of fire suppression equipment and retire one of two fire trucks in its fleet that have exceeded their recommended life cycles, and replace it with a state of the art, newly built fire truck using only 20% City of Oakland matching funds. This new apparatus will remove from service one of two aging apparatus, and increase emergency response efficiency and firefighting effectiveness throughout the Oakland community.

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BACKGROUND/LEGISLATIVE HISTORY

The City of Oakland's Public Works Agency (PWA) is tasked with maintaining the City's fleet including ladder trucks, fire pumper trucks, fire support vehicles, heavy duty equipment, marked patrol cars, unmarked police cars, motorcycles, staff pooled vehicles, and light-to-medium duty trucks. The City requires an estimated annual amount of \$8.4 million in its Equipment Fund for citywide fleet replacement costs, but this fund has an enormous negative balance that is being addressed over time through a repayment plan. Despite having addressed over \$170 million in shortfalls since 2008, stagnant revenues and increasing expenditures continue to cause budget deficits for the City of Oakland which are projected to continue to grow each year. The City of Oakland's ongoing budget deficits have impacted the Oakland Fire Department greatly, and more specifically in the maintenance and replacement of its fleet. Because of the vehicle age, most of our fleet is no longer covered under the manufacturer's warranty, making major repairs costly, and replacement parts extremely difficult to find or no longer available. The delays associated with locating parts causes inefficiencies including extended time out of service, and ultimately affect service delivery across all agencies.

The Oakland Fire Department is an all-risk mitigation agency that responds to fire, vehicle accidents, provides advanced life support, hazardous material emergency response, and conducts wildfire, airport and water rescues. In recent years it was determined by the PWA fleet managers that the Fire Department is in desperate need of at least one modern aerial ladder apparatus for emergency response throughout the community.

Currently, the Fire Department's fleet has seven trucks, two of which and according to the City's fleet managers, require replacement as top priority. Although two trucks are needed the Department can currently only replace one of the trucks with the awarded federal grant funds. The City does not have funds to cover the entire cost of the truck as the equipment fund can only absorb a portion of the replacement cost of one truck this year.

ANALYSIS

Given these dire economic times, the City simply does not have funds to cover the cost associated with the replacement of outdated, obsolete equipment. This overall reduction in departmental budgets results in the OFD having to seek more resourceful ways to secure much needed funding to replace our aged equipment.

The Oakland Fire Department applied for and was awarded a grant from the U.S. Department of Homeland Security's Federal Emergency Management Agency (FEMA) Assistance to Firefighters Grant (AFG) Program. The Assistance to Firefighter's Grant provides one-year grants to fire departments in order to enhance their abilities with respect to fire and fire-related hazards. The primary goal of this grant is to provide assistance to meet fire departments' firefighting and emergency response needs. This grant coupled with matching City of Oakland funds, will be used to replace one of the two oldest trucks in the OFD fleet.

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In 2011 after completing a competitive bidding process, the City of Santa Cruz exercised a contract with a vendor and acquired a newly built fire truck using funds awarded through the 2010-2011 FEMA/AFG program and meeting program guidelines and specifications for this type of product. Oakland Fire Department staff had the opportunity to review and test this vendor's product and found that the City of Santa Cruz's purchase also meets the requirements of the 2011-2012 FEMA/AFG program and Oakland Fire Department guidelines and specifications for the type of product we are seeking to purchase.

There are few vendors who manufacture fire trucks and in light of the Oakland Fire Department's previous extensive research and testing, it is highly unlikely that the City's standard advertising and bidding process, which would involve significant expenditures, staff time and delay, will render a better product or more competitive pricing than was yielded in the City of Santa Cruz's competitive bidding process. It is in the best interest of the City of Oakland to avoid the administrative burden of conducting a bidding process that would render similar results.

In order to use the FEMA AFG grant funds the newly built fire truck must be in service by the end of this year. In order to meet this deadline the City must enter into a contract for the construction of the fire truck immediately to allow sufficient time for the fire truck to be built.

Because of the required grant performance period and the limited time available to complete this project, and because the City of Santa Cruz has already conducted an identical bidding process, the Fire Department recommends that the Council waive the advertising and competitive bidding process pursuant to Oakland Municipal Code section 2.04.050.1.5.

PUBLIC OUTREACH/INTEREST

This item did not require any additional public outreach other than the required posting on the City's website.

COORDINATION

In order to prepare this report and the accompanying resolution, the Oakland Fire Department has consulted and coordinated with the Public Works Agency/Infrastructure & Operations' Fleet Management Team; the Contracting and Purchasing Department, and the OFD Equipment Committee.

COST SUMMARY/IMPLICATIONS

There is no fiscal impact to the General Fund. Grant matching funds of \$197,340 will be sourced from the Equipment Services Funds (4100).

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The Oakland Fire Department applied for and was awarded a grant from the U.S. Department of Homeland Security's Federal Emergency Management Agency (FEMA) Assistance to Firefighters Grant (AFG) Program in the amount of seven hundred eighty-nine thousand three hundred sixty dollars (\$789,360) with matching City Of Oakland funds in the amount of one hundred ninety-seven thousand three hundred forty dollars (\$197,340).

Grant funds in an amount of \$789,360 will be appropriated to FEMA Fund (2124), Emergency Support Services Organization (20816), Vehicle Replacements (57612), Project to be determined, Support Service Program (PS26), and the revenue will be credited to FEMA revenue account (46130).

The Fire Department will use the Equipment Services Fund provided by Public Works Agency in an amount not to exceed \$197,340 for matching funds. The said matching funds will be drawn from the Equipment Services (4100) fund balance and will be appropriated in the Equipment Services Administration Organization (30541), Vehicle Additions Account (57611) and Facilities Management and Development Program (IN02).

SUSTAINABLE OPPORTUNITIES


Economic: There are no economic issues associated with this report.

Environmental: The purchase of a modern apparatus will provide increased energy efficiency.

Social Equity: The purchase of a newly built fire truck will decrease the potential service delays associated with using outdated, obsolete equipment when responding to emergencies throughout Oakland neighborhoods.

For questions regarding this report, please contact Patricia E. Sierra, Acting Assistant to the Director at 238-4055.

Respectfully submitted,



Mark H. Hoffmann
Interim Fire Chief/Oakland Fire Department

Prepared by:
Patricia E. Sierra, Acting Chief of Staff/Assistant to the
Director
Fire Chief's Office

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2012 FEB 29 PM 2:26 **OAKLAND CITY COUNCIL**

RESOLUTION No. _____ C.M.S.

RESOLUTION 1) AUTHORIZING THE CITY ADMINISTRATOR OR HER DESIGNEE TO ACCEPT AND APPROPRIATE GRANT FUNDS FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY'S FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) ASSISTANCE TO FIREFIGHTERS GRANT (AFG) PROGRAM FOR THE PERIOD OF DECEMBER 30, 2011 TO DECEMBER 29, 2012 IN THE AMOUNT OF SEVEN HUNDRED EIGHTY-NINE THOUSAND THREE HUNDRED SIXTY DOLLARS (\$789,360) WITH MATCHING CITY OF OAKLAND FUNDS IN THE AMOUNT OF ONE HUNDRED NINETY-SEVEN THOUSAND THREE HUNDRED FORTY DOLLARS (\$197,340) FOR THE PURCHASE OF A NEWLY BUILT FIRE TRUCK; 2) APPROVING THE EXPENDITURE OF MATCHING CITY OF OAKLAND FUNDS IN THE AMOUNT OF ONE HUNDRED NINETY SEVEN THOUSAND THREE HUNDRED FORTY DOLLARS (\$197,340); 3) WAIVING THE ADVERTISING AND COMPETITIVE BIDDING REQUIREMENTS; AND 4) AWARDED A CONTRACT TO PIERCE MANUFACTURING INCORPORATED VIA GOLDEN STATE APPARATUS, INCORPORATED IN AN AMOUNT NOT TO EXCEED NINE HUNDRED THIRTY-TWO THOUSAND DOLLARS (\$932,000), FOR THE PURCHASE OF A NEWLY BUILT FIRE TRUCK AND IN COMPLIANCE WITH CITY OF OAKLAND PURCHASING POLICIES AND PROCEDURES.

WHEREAS, the purpose of the U.S. Department of Homeland Security's Federal Emergency Management Agency (FEMA) Assistance to Firefighters Grant (AFG) Program is to protect the health and safety of the public and firefighting personnel against fire and fire-related hazards; and

WHEREAS, the U.S. Department of Homeland Security's Federal Emergency Management Agency (FEMA) Assistance to Firefighters Grant Program will award the Oakland Fire Department 80% of the cost of a newly built fire truck, for the grant period of December 30, 2011 to December 29, 2012, in the amount of \$789,360, with City of Oakland matching funds in the amount of \$197,340, and

WHEREAS, the grant funds will be used to replace a 1989 aerial truck, which is beyond repair; and

WHEREAS, grant funds in an amount of \$789,360 will be appropriated to FEMA Fund (2124), Emergency Support Services Organization (20816), Vehicle Replacements (57612), Support Service Program (PS26), and the revenue will be credited to FEMA revenue account (46130); and

WHEREAS, the Fire Department will use the Equipment Services Fund balance, provided by Public Works Agency, in an amount not to exceed \$197,340 for matching funds, and said matching funds will be drawn from the Equipment Services Fund (4100), Unreserved Fund Balance-undesignated (33221); and

WHEREAS, Oakland Municipal Code Section 2.04.050.1.5 authorizes the City Council to dispense with the City's standard advertising and competitive bidding process upon a finding that it is in the best interests of the City to do so; and

WHEREAS, after completing a competitive bidding process, the City of Santa Cruz has recently exercised a contract with a vendor and acquired a newly built fire truck using funds awarded through the 2010-2011 FEMA/AFG program and meeting the same 2011-2012 FEMA/AFG program guidelines and specifications for this type of product; and

WHEREAS, Oakland Fire Department staff had the opportunity to review and test this vendor's product and found that the City of Santa Cruz's purchase meets the requirements of the 2011-2012 FEMA/AFG program and Oakland Fire Department guidelines and specifications for this type of product; and

WHEREAS, there are few vendors who manufacture fire trucks, in light of the Oakland Fire Department's previous extensive research and testing, it is highly unlikely that the City's standard advertising and bidding process, which would involve significant staff time and delay, will render a better product or more competitive pricing; and

WHEREAS, Oakland Fire Department must enter into this contract immediately in order for the fire truck to be constructed, delivered, and in service by the end of 2012 thereby meeting the FEMA/AFG grant requirements, now therefore be it

RESOLVED: that the Oakland City Council hereby authorizes the City Administrator or her designee, to accept and appropriate grant funds from the U.S. Department of Homeland Security's Federal Emergency Management Agency (FEMA) Assistance to Firefighters Grant (AFG) Program for the period of December 30, 2011 to December 29, 2012 in the amount of seven hundred eighty-nine thousand three hundred sixty dollars (\$789,360) with matching City of Oakland funds in the amount of one hundred ninety-seven thousand three hundred forty dollars (\$197,340) for the purchase of newly built fire truck; and be it

FURTHER RESOLVED: that the Oakland City Council hereby authorizes the City Administrator or her designee, to accept, appropriate, administer, and expend 2011-2012 FEMA/AFG program funds up to \$789,360 from the FEMA Fund (2124), Emergency Support Services Organization (20816), Vehicle Replacements (57612), Support Service Program (PS26), and the revenue will be credited to FEMA revenue account (46130), in connection with the purpose of the grant; and be it

FURTHER RESOLVED: that the Oakland City Council hereby authorizes the City Administrator or her designee, to expend \$197,340 in matching City of Oakland funds drawn from existing resources in its FY2011-12 baseline budget from the Equipment Services Fund

(4100), Unreserved Fund Balance-undesignated (33221) in connection with the purpose of the grant and the purchases of a newly built fire truck; and be it

FURTHER RESOLVED: that the Oakland City Council hereby authorizes the City Administrator or her designee, to conduct all negotiations, applications, agreements, amendments, payment requests and related actions which may be necessary to carry out the purposes of the aforementioned grant and completion of the contract; and be it

FURTHER RESOLVED: that because of the limited time available for completion of grant projects and the required grant performance period and as stated above and in the report accompanying this resolution, pursuant to Oakland Municipal Code section 2.04.050.I.5 the City Council finds that it is in the City's best interests to dispense with the City's standard advertising and competitive bidding process for the purchase of a newly built fire truck authorized herein, and so waives the requirements; and be it

FURTHER RESOLVED: that the Oakland City Council hereby authorizes the City Administrator or her designee to award a contract to Pierce Manufacturing Incorporated via Golden State Apparatus, Incorporated, in an amount not to exceed nine hundred thirty-two thousand dollars (\$932,000) for the purchase of a newly built fire truck; and be it

FURTHER RESOLVED: that all contracts authorized hereunder shall be approved for form and legality by the Office of the City Attorney and shall be placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF and PRESIDENT REID

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California