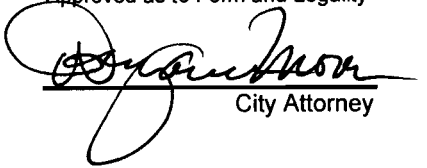


FILED
OFFICE OF THE CITY CLERK
OAKLAND


City Attorney

2011 JAN 13 PM 1:10

OAKLAND CITY COUNCIL

RESOLUTION No. 83186 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR HIS DESIGNEE TO 1) DISPENSE WITH ADVERTISING AND BIDDING AND AUTHORIZE A LIMITED REQUEST FOR PROPOSAL PROCESS, AND 2) AWARD A CONTRACT TO FIREBLAST 451, INC. FOR THE PURCHASE AND INSTALLATION OF A LIVE FIRE SIMULATOR, AND TRAINING, EQUIPMENT, SUPPLIES AND MAINTENANCE ASSOCIATED WITH IMPLEMENTATION OF THE LIVE FIRE TRAINING PROGRAM IN AN AMOUNT NOT TO EXCEED THREE HUNDRED SIXTY EIGHT THOUSAND, FIVE HUNDRED FOUR DOLLARS (\$368,504)

WHEREAS, Resolution 80831 C.M.S authorized the City Administrator to apply for, accept and appropriate grant funds to upgrade and enhance the Oakland Fire Department Training Division and programs; and

WHEREAS, Oakland Fire Department staff submitted a competitive grant application and was awarded a grant for the purchase of a live fire simulator to improve its live fire training program under the Department of Homeland Security 2009 Assistance to Firefighters Grant Program in the amount of \$375,000.00; and

WHEREAS, the Department of Homeland Security Assistance to Firefighters Grant Program will award 80% of the cost of the live fire simulator (\$294,802.98), which will be appropriated to Fund 2124 Federal Emergency Agency, Organization 20611 Education and Training, account 57511 Furniture and Equipment, Project G404810 Assistance to Firefighters Grant, Program PS27 Fire Department Safety, Education and Training and the 20% matching requirement in the amount of \$73,700.74 will be funded by the California Joint Apprenticeship Committee, with additional costs, if any, funded from the approved 2010-2011 Fire Department Training budget; and

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

WHEREAS, there are few vendors who manufacture live fire simulators and Oakland Fire Department staff had the opportunity to review and test vendor products which could potentially meet OFD specifications for this type of product; and

WHEREAS, in light of the Oakland Fire Department's extensive research and testing, it is highly unlikely that the City's standard advertising and bid process, which would involve significant expenditures, staff time and delay, will render better products or pricing; and

WHEREAS, the Oakland Fire Department staff solicited and received bids from two vendors it determined could potentially meet their specifications and determined that the pricing and proposal submitted by Fireblast 451, Inc. best meets the City's specifications and needs of the Oakland Fire Department in the most cost efficient manner; and

WHEREAS, the proposed purchase meets the requirements of the 2009 Assistance To Firefighters Grant For Enhancements to the City Of Oakland Fire Department's Live Fire Training Program; now, therefore be it

RESOLVED: That pursuant to Oakland Municipal Code Title 2, Chapter 2.04, Section 2.04.050.1.5 and for the reasons set forth above and in the City Administrator's report accompanying this item, the City Council finds and determines that it is in the best interests of the City to dispense with advertising, bidding and the lowest-bid award process and authorize the limited request for proposals process used to select the vendor to supply a live fire simulator and training program and equipment to the Oakland Fire Department; and be it

FURTHER RESOLVED: That the contract for the purchase and installation of a live fire simulator, and training, equipment, supplies and maintenance associated with implementation of the live fire training program is hereby awarded to Fireblast 451, Inc. in an amount not to exceed three hundred sixty eight thousand, five hundred four dollars (\$368,504); and be it

FURTHER RESOLVED: That this purchase meets the requirements of the 2009 Assistance to Firefighters Grant for enhancements to the City of Oakland Fire Department Live Fire Training Program; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator, as an agent of the City, or his designee, to complete all required negotiations, certifications, assurances, and documentation required to purchase and implement a live fire simulator, including training, equipment, supplies and maintenance for the Oakland Fire Department Training Division; and be it

FURTHER RESOLVED: That said agreement shall be approved as to form and legality by the Office of the City Attorney and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, FEB 1 2011, 20

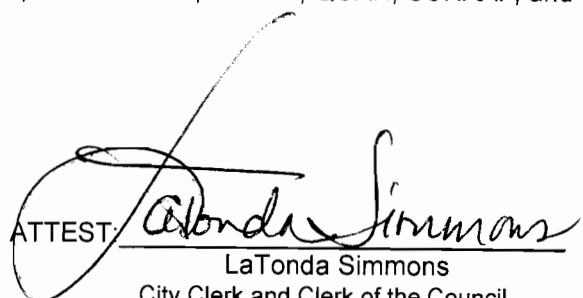
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, SCHAAF, and PRESIDENT REID - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

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