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OAKLAND

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Approved as to Form and Legality

  
Oakland City Attorney's Office

## OAKLAND CITY COUNCIL

**RESOLUTION NO. = 86050 C.M.S.**

INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HER DESIGNEE, TO: A) ENTER INTO A GRANT COOPERATIVE AGREEMENT WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) TO ACCEPT AND APPROPRIATE FEDERAL FEMA FUNDS FOR THE PERIOD SEPTEMBER 1, 2017 TO AUGUST 31, 2020, IN THE AMOUNT OF ONE MILLION TWO HUNDRED FORTY THOUSAND AND THIRTEEN DOLLARS (\$1,240,013) TO MEET CONTINUING MANAGEMENT, TRAINING AND EQUIPMENT NEEDS OF THE FIRE DEPARTMENT'S URBAN SEARCH AND RESCUE (US&R) TASK FORCE FOUR; B) TO HOST THE US&R MEDICAL TEAM TRAINING IN JUNE 2018; C) EXPEND THE FEMA FUNDS IN ACCORDANCE WITH THE PRELIMINARY SPENDING PLAN WITHOUT FURTHER COUNCIL APPROVAL, INCLUDING FUNDING FOR TRAINING AND THE PURCHASE OF EQUIPMENT FROM THE GENERAL SERVICES ADMINISTRATION AND OTHER GOVERNMENT PRICING SCHEDULES; D) WAIVING THE CITY'S ADVERTISING AND COMPETITIVE BIDDING AND PURCHASING REQUIREMENTS FOR PROCUREMENT OF EQUIPMENT WHEN REQUIRED BY THE GRANT FUNDS; AND E) APPROVE TRAVEL FOR CITY PERSONNEL THAT PROVIDE SERVICES UNDER THE FEMA COOPERATIVE AGREEMENT PROGRAM ON SHORT NOTICE WITHOUT FURTHER COUNCIL AUTHORIZATION**

**WHEREAS**, the Oakland Fire Department is the Sponsoring Agency for California Task Force Four (CA-TF4), an Urban Search and Rescue (US&R) Task Force, which includes members of 16 Local Participating Fire Agencies including: Alameda Fire Department, Alameda County Fire Department, Berkeley Fire Department, Central Fire Authority of Sonoma County, Contra Costa County Fire Protection District, Fremont Fire Department, Hayward Fire Department, Livermore Pleasanton Fire Department, Marin County Fire Department, Monterey County Regional Fire District, Moraga-Orinda Fire District, Novato Fire Protection District, Parks Reserve Forces, Salinas Fire Department, San Ramon Valley Fire Protection District, Santa Rosa Fire Department; and

**WHEREAS**, CA-TF4 is one of 8 California and 28 national US&R teams trained and equipped to respond to natural disasters and weapons of mass destruction (WMD) events; and

**WHEREAS**, the Federal Emergency Management Agency (FEMA), a component of the Department of Homeland Security (DHS), administers this grant; and

**WHEREAS**, FEMA supports all 28 US&R teams with federal cooperative agreements; and

**WHEREAS**, CA-TF4 is eligible to apply for a FEMA preparedness cooperative agreement program grant in the amount of one million two hundred forty thousand and thirteen dollars (\$1,240,013) for disaster response and operational readiness, preparedness training, personnel and equipment; and

**WHEREAS**, FEMA has approved this funding to support the following positions:

1.00 FTE	Program Coordinator
1.00 FTE	Warehouse Specialist
0.54 FTE	Administrative Assistant I
0.75 FTE	Management Interns, PT

**WHEREAS**, the preliminary spending plan approved by FEMA has allocated: six hundred and seventy-six thousand six hundred and seventy-eight dollars (\$676,678) to administrative and management costs; two hundred and ninety-five thousand and twenty-seven dollars (\$295,027) to storage and maintenance costs; one hundred and ninety-one thousand nine hundred and fifty-six dollars (\$191,956) to equipment costs; and seventy-six thousand three hundred and fifty-two dollars (\$76,352) to training costs; and

**WHEREAS**, the coding blocks for this grant are: FEMA Fund (2124), Special Operation Division (20815) and Budget and Fiscal Division (20521), Special Operation Program (PS18), various accounts and the US&R 2017-2018 Project (1003886); and

**WHEREAS**, this FEMA Program Grant requires the City to provide training to members of CA-TF4, respond as requested to Local, State and National Incidents, and to procure and store equipment as directed by FEMA in a fully reimbursed and cost neutral manner; and

**WHEREAS**, Oakland Municipal Code Section 2.04.050.1.5 permits the City Council to waive the City's advertising, bidding, and purchasing requirements upon a finding that it is in the best interests of the City to do so; and

**WHEREAS**, when necessary this FEMA program grant requires the City to purchase equipment from various General Service Administration Agency (GSA) and/or other Governmental Purchasing Schedules in order to maintain consistency in training and equipment among the jurisdictions participating in the state and national US&R Teams; and

**WHEREAS**, staff recommends that it is in the best interests of the City to waive the City's advertising, bidding, and purchasing requirements for the purchase of equipment with the FEMA grant funds so that the City can receive the full FEMA grant funding amount and be in compliance with the procurement lists of the General Services Administration and other related government pricing schedules; and

**WHEREAS**, the City requires the Fire Chief and City Administrator to obtain Council approval for the payment of travel expenses for Fire Department personnel in advance, and this FEMA program grant requires the City to send Oakland Fire Department firefighters and other personnel from other jurisdictions to do FEMA required business, training or response activities on short notice; and

**WHEREAS**, CA-TF4 is available to the City of Oakland in the event of an emergency or occurrence of a local natural disaster within the City or surrounding communities; now, therefore, be it

**RESOLVED:** that the City Administrator or her designee is authorized to enter into a grant cooperative agreement with the Federal Emergency Management Agency (FEMA) to accept and appropriate federal funds (FEMA grant funds) for the Oakland Fire Department for the period September 1, 2017 to August 31, 2020, in the amount not to exceed one million two hundred forty thousand and thirteen dollars (\$1,240,013) to meet continuing management, training and equipment needs of the Oakland Fire Department's Urban Search and Rescue Task Force (US&R Task Force); and be it

**FURTHER RESOLVED:** that the City administrator is authorized to expend the FEMA grant funds in accordance with the preliminary spending plan without further council approval, including funding for training and the purchase of equipment as required by the federal General Services Administration Agency (GSA) and other government pricing schedules to support the US&R Task Force's response capabilities as required by FEMA; and be it

**FURTHER RESOLVED:** That, pursuant to Oakland Municipal Code Section 2.04.050.1.5 and reasons stated in the agenda report accompanying this Resolution and above, the City Council hereby finds that it is in the best interests of the City to waive Oakland's competitive bidding requirements for the purchase of equipment needed for the California Task Force 4 (CA-TF4) US&R team; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator or her designee to expend the FEMA grant funds in accordance with the preliminary spending plan, including funding for training and the purchase of equipment needed for the CA-TF4 US&R team from the GSA and/or other governmental purchasing schedules without return to Council; and be it

**FURTHER RESOLVED:** That the City Council finds that pursuant to Oakland Municipal Code Section 2.04.050.1.5, for the reasons stated above and in the agenda report accompanying this resolution, that it is in the best interests of the City to waive the advertising and bidding requirements for the purchase of equipment needed for the CA-TF4 US&R team training when such purchases and services are required by FEMA to be selected from the GSA and other government procurement lists, and so waives such requirements; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator, for timeliness and security reasons, to authorize City personnel participating in the FEMA cooperative agreement program to travel on short notice per FEMA directives without return to Council; and be it

**FURTHER RESOLVED:** That all contracts issued hereunder shall be reviewed and approved by the office of the City Attorney for form and legality and copies shall be placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

NOV 07 2017

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL-WASHINGTON, GALLO, GIBSON MCELHANEY, GUILLÉN,  
KALB, KAPLAN 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