


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO AMEND THE MEMORANDUM OF UNDERSTANDING REGARDING FIRE PROTECTION AND AIRCRAFT RESCUE FIRE FIGHTING SERVICES (ARFF) BETWEEN THE CITY OF OAKLAND AND THE PORT OF OAKLAND, TO EXTEND THE TERM FOR FIFTEEN MONTHS TO ALLOW THE OAKLAND FIRE DEPARTMENT TO CONTINUE TO PROVIDE SUCH SERVICES AT THE OAKLAND INTERNATIONAL AIRPORT

WHEREAS, in 1997, City Council, via Resolution No. 73115 C.M.S., authorized the City of Oakland (City) to enter into a Memorandum of Understanding (MOU) with the Port of Oakland (Port) to provide fire protection and aircraft crash rescue (ARFF) services at the Oakland International Airport (Airport); and

WHEREAS, the City entered into a MOU with the Port to provide ARFF services; and

WHEREAS, the City subsequently entered into several agreements to supplement the MOU to continue to provide ARFF services; and

WHEREAS, the latest supplement to the MOU expired September 30, 2021; and

WHEREAS, prior to the COVID-19 pandemic (COVID-19), the City was in the process of commencing negotiations for a new, longer term MOU with the Port for the City to continue to provide ARFF services at the Airport; and

WHEREAS, since the onset of COVID-19, City staff resources have been stretched, such that completion of negotiations with the Port for a new MOU has not been feasible; and

WHEREAS, despite COVID-19, air travel continues at the Airport and there is an ongoing need for ARFF services there; and

WHEREAS, the City has provided the Port with an updated budget outlining its current costs to provide ARFF services at the Airport; and

WHEREAS, the Board of the Port of Oakland has approved the proposed extension of the MOU, through December 31, 2022; and

WHEREAS, representatives from the Port and the City are also actively engaged in negotiations for a new, longer-term MOU which would become effective on January 1, 2023, after expiration of the extension referenced herein; and

WHEREAS, in the interest of continuing to provide uninterrupted ARFF services at the Airport, City staff recommends that the City Council authorize the City Administrator to amend the current MOU between the City and Port to extend the term for fifteen months to allow the Oakland Fire Department to continue to provide such services at the Airport while the City and Port continue negotiations on a new longer term MOU; now, therefore be it

RESOLVED: That for the reasons explained herein and in the agenda report submitted with this Resolution, the City Council authorizes the City Administrator to amend the Memorandum of Understanding regarding fire protection and aircraft rescue services between the City of Oakland and the Port of Oakland, to extend the term for fifteen months, up to and including December 31, 2022, to allow Oakland Fire Department to continue to provide fire protection and aircraft crash rescue services at the Oakland International Airport; and be it

FURTHER RESOLVED: That the City Administrator is authorized to accept and appropriate the cost reimbursement payments associated with this Memorandum of Understanding.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND
PRESIDENT FORTUNATO BAS

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____

ASHA REED
City Clerk and Clerk of the Council of the
City of Oakland, California