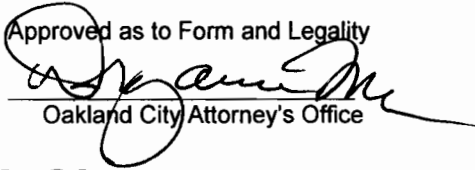


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2010 JUN 10 PM 1:33

Approved as to Form and Legality


Oakland City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION No. 82874 C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO:

- 1) APPLY FOR, ACCEPT AND APPROPRIATE A GRANT FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) IN THE AMOUNT OF ONE MILLION FORTY ONE THOUSAND NINE HUNDRED DOLLARS (\$1,041,900) TO MEET CONTINUING MANAGEMENT, TRAINING AND EQUIPMENT NEEDS OF THE FIRE DEPARTMENT'S URBAN SEARCH AND RESCUE (USAR) TEAM, AND
- 2) ENTER INTO A COOPERATIVE AGREEMENT WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR THE PERIOD MAY 01, 2010 TO AUGUST 31, 2011 TO PROVIDE TRAINING TO THE TASK FORCE, RESPOND AS REQUESTED TO LOCAL, STATE AND NATIONAL INCIDENTS, AND TO PURCHASE EQUIPMENT TO SUPPORT OUR RESPONSE CAPABILITY AS DIRECTED BY FEMA, AND
- 3) WAIVE THE CITY'S COMPETITIVE BIDDING REQUIREMENTS AND AUTHORIZE PROCUREMENT OF EQUIPMENT FROM THE GENERAL SERVICES ADMINISTRATION AGENCY AND OR OTHER GOVERNMENT PRICING SCHEDULES, AND
- 4) AWARD EQUIPMENT CONTRACTS WITHOUT RETURN TO COUNCIL

WHEREAS, the Oakland Fire Department is the Sponsoring Agency for the California Task Force 4 (CATF-4) an Urban Search and Rescue (USAR) Team which consists of members from 16 Local Participating Fire Agencies including: Alameda Fire Department, Alameda County Fire Department, Berkeley Fire Department, Carmel Valley Fire Protection District, Contra Costa County Fire Protection District, Emeryville Fire Department, Fremont Fire Department, Livermore Pleasanton Fire Department, Moraga-Orinda Fire District, Marin County Fire Department, Novato Fire Protection District, Parks Reserve Forces, Salinas Fire Department, San Ramon Valley Fire Protection District, Santa Rosa Fire Department, and Seaside Fire Department; and

WHEREAS, California Task Force 4 is one of 8 California and 28 national USAR teams trained to respond to possible weapons of mass destruction (WMD) events as well as natural disasters; and

WHEREAS, the Federal Emergency Management Agency (FEMA), a component of the Department of Homeland Security (DHS), is the federal management agency; and

WHEREAS, FEMA supports all 28 USAR teams with federal cooperative agreements; and

WHEREAS, CATF-4 is eligible to apply for a FEMA preparedness cooperative agreement program grant in the amount of one million one thousand nine hundred ten dollars (\$1,041,900) for WMD response and operational readiness, preparedness training, personnel and equipment; and

WHEREAS, as a condition of the FEMA grant, the City is required to enter into a cooperative agreement with FEMA under which it will maintain equipment, staffing and training as necessary to respond to natural disasters or weapons of mass destruction incidents in other jurisdictions as directed by FEMA; and

WHEREAS, FEMA has approved this funding to support staffing which consists of a Program Manager, a part-time Logistics Manager and a Management Intern

WHEREAS, the coding block is Federal Emergency Management Agency (FEMA) Fund (2124), Special Operation Division (20815), Special Operation Program (PS18), in various accounts and a project to be determined, and the revenue received from this grant will be deposited to same fund, organization, project, program and the FEMA Grants Revenue account (#46130); and

WHEREAS, this FEMA Program Grant requires the City to provide training to members of CATF-4, 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.A requires staff to advertise and solicit competitive bids and make lowest-price-based awards for goods, and Oakland Municipal Code Section 2.04.050.I.5 authorizes the City Council to, upon a finding that it is in the best interests of the City, to waive such requirements; 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 USAR Teams. And at all other times City of Oakland purchasing methodology is used to purchase equipment; and

WHEREAS, staff recommends that the City Administrator be authorized to award the contracts for goods without return to Council since these are government cooperative purchases, with vendors selected from government established vendor lists, and it would expedite the purchasing process; and

WHEREAS, California Task Force 4 is available to the City of Oakland in the event of an attack within the City or surrounding communities or occurrence of a local natural disaster; now, therefore, be it

RESOLVED: That the Oakland City Council, hereby authorizes the City Administrator to apply for, accept and appropriate a Federal Emergency Management Agency cooperative agreement program grant for the period May 01, 2010 to August 31, 2011 in the amount of one million forty one thousand nine hundred dollars (\$1,041,900) to be used for the continued expenses of the Oakland Fire Department's Urban Search and Rescue Team as they equip and train to respond to natural disasters or weapons of mass destruction incidents; and, be it

FURTHER RESOLVED: That the City Administrator is authorized to enter into a cooperative agreement with FEMA for the period May 01, 2010 to August 31, 2011 to respond to FEMA requests for aid when disaster strikes in other jurisdictions and maintain equipment and training requirements in compliance with the grant terms. ; and be it

FURTHER RESOLVED: That, pursuant to Oakland Municipal Code Title 2, Chapter 2.04, Section 2.04.050.I.5, 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 USAR team training and preparedness because the cooperative agreement is contingent on procurement of said equipment from the General Service Administration Agency (GSA) and/or other Governmental Purchasing Schedules; and, be it

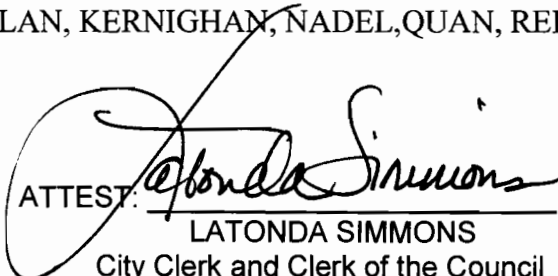
FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator, for timeliness and security reasons, to procure cooperative agreement program-funded equipment needed for the USAR team without return to Council; and be it

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

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 6 2010, 2010

PASSED BY THE FOLLOWING VOTE:

AYES - ~~BRUNNER, DE LA FUENTE~~, KAPLAN, KERNIGHAN, NADEL, QUAN, REID
AND PRESIDENT BRUNNER - 6
NOES - 0
ABSENT - Brooks - 1
ABSTENTION - 0
Excused - De la Fuente - 1

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