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OFFICE OF THE CITY CLERK  
OAKLAND

2011 AUG 30 PM 2:26

# OAKLAND CITY COUNCIL

RESOLUTION No. 83556 - C.M.S.

Introduced by Councilmember \_\_\_\_\_

Approved as to Form and Legality

  
City Attorney

## RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO:

- 1) APPLY FOR, ACCEPT AND APPROPRIATE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FUNDS FOR THE PERIOD AUGUST 1, 2011 TO JANUARY 31, 2013 IN THE AMOUNT OF ONE MILLION ONE HUNDRED SIXTY SEVEN THOUSAND SEVENTY-EIGHT DOLLARS (\$1,167,078) TO MEET CONTINUING MANAGEMENT, TRAINING AND EQUIPMENT NEEDS OF THE FIRE DEPARTMENT'S URBAN SEARCH AND RESCUE (USAR) TEAM;
- 2) ENTER INTO A COOPERATIVE AGREEMENT WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR THE PERIOD AUGUST 1, 2011 TO JANUARY 31, 2013 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;
- 3) WAIVE THE CITY'S ADVERTISING AND COMPETITIVE BIDDING REQUIREMENTS AND AUTHORIZE PROCUREMENT OF EQUIPMENT FROM THE GENERAL SERVICES ADMINISTRATION AND/OR OTHER GOVERNMENT PRICING SCHEDULES TO BE PAID FROM THE FEMA GRANT;
- 4) AWARD SAID EQUIPMENT CONTRACTS, REGARDLESS OF PRICE, WITHOUT RETURN TO COUNCIL;
- 5) APPROVE TRAVEL FOR CITY PERSONNEL PARTICIPATING IN THE FEMA COOPERATIVE AGREEMENT PROGRAM ON SHORT NOTICE

**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 includes members of 16 Local Participating Fire Agencies including: Alameda Fire Department, Alameda County Fire Department, Berkeley Fire Department, Monterey County Regional Fire 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 (CATF-4) is one of eight 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 for this program and 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 hundred sixty seven thousand and seventy eight dollars (\$1,167,078) for weapons of mass destruction (WMD) 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
.50 FTE	Logistics Manager, PT
1.00 FTE	Student Trainees, PT; and

**WHEREAS**, FEMA has approved this funding to support the rental costs for a storage site; and

**WHEREAS**, the coding block is Federal Emergency Management Agency (FEMA) Fund (2124), Special Operation Division (20815), Special Operation Program (PS18), in various accounts, and project number (G364920) and the revenue received from this grant will be deposited to the same fund, organization, project, and program in the FEMA Grants Revenue account (46129); 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 waive such requirements, upon a finding that it is in the best interests of the City; and

**WHEREAS**, when necessary this FEMA program grant requires the City to purchase equipment from various General Service Administration (GSA) and other governmental purchasing schedules in order to maintain consistency in training and equipment among the jurisdictions participating in the state and national USAR Teams. At all other times, the 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**, 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**, CATF-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 Federal Emergency Management Agency (FEMA) cooperative agreement program grant for the period August 1, 2011 to January 31, 2013 in the amount of one million one hundred sixty seven thousand seventy eight dollars (\$1,167,078) 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 August 1, 2011 to January 31, 2013 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 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; 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 advertising and competitive bidding requirements for the purchase of equipment needed for the CATF-4/USAR team training and preparedness because the cooperative agreement is contingent on procurement of said equipment from the General Service Administration 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 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.

SEP 20 2011

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 20\_\_\_\_\_

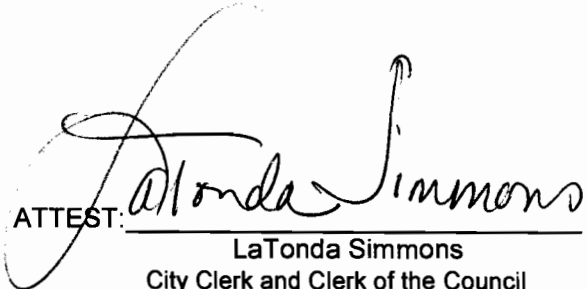
**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, 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