

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2011 JAN 27 PM 12:14

OAKLAND CITY COUNCIL

RESOLUTION No. 83208 C.M.S.

Approved as to Form and Legality


City Attorney

RESOLUTION: 1) AUTHORIZING THE ACCEPTANCE AND APPROPRIATION OF GRANT FUNDS FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY'S FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM FOR THE PERIOD OF DECEMBER 17, 2010 TO DECEMBER 16, 2011 IN THE AMOUNT OF TWO HUNDRED SEVENTY-TWO THOUSAND DOLLARS (\$272,000) FOR THE PURCHASE OF FIREFIGHTER PROTECTIVE CLOTHING AND 2) WAIVING ADVERTISING AND INCREASING THE AMOUNT OF THE EXISTING TERM AGREEMENT WITH ALL STAR FIRE EQUIPMENT INC. BY THREE HUNDRED FORTY THOUSAND DOLLARS (\$340,000) TO PURCHASE ADDITIONAL FIREFIGHTER PROTECTIVE CLOTHING FOR A NEW TOTAL AMOUNT NOT TO EXCEED ONE MILLION, FOUR HUNDRED FORTY-SEVEN THOUSAND, EIGHT HUNDRED FORTY-EIGHT DOLLARS (\$1,447,848)

WHEREAS, the U.S. Department of Homeland Security's Federal Emergency Management Agency (FEMA) awarded the Oakland Fire Department a grant through the Assistance to Firefighters grant program in the amount of \$272,000, with matching funds of \$68,000, to purchase firefighter protective clothing; and

WHEREAS, the purpose of the Assistance to Firefighters Program is to protect the health and safety of the public and firefighting personnel against fire and fire-related hazards; and

WHEREAS, the Fire Department will use existing resources in its FY2010-11 baseline budget, in an amount not to exceed \$68,000 for matching funds; and

WHEREAS, grant funds will not exceed \$272,000 and will be appropriated to FEMA Fund (2124), Emergency Support Services Organization (20816), Clothing Account (52912), Support Service Program (PS26), and the revenue will be credited to FEMA revenue account (46130); and

WHEREAS, matching funds will be drawn from the Emergency Support Service Division (20816), General Fund (1010), Clothing Account (52912), and the Emergency Responses Support Service program (PS26); and

WHEREAS, all purchases will be conducted in compliance with the City of Oakland's purchasing policies; and

WHEREAS, the California Division of Occupational Safety and Health (CAL-OSHA) mandates that the City provide protective clothing to ensure a basic level of safety and protection for firefighting personnel; and

WHEREAS, the City Council has approved a term agreement with All Star Fire Equipment Inc. in an amount not to exceed one million one hundred seven thousand eight hundred forty-eight dollars (\$1,107,848.00) over the period of July 1, 2008 through June 30, 2013 for the purchase of firefighter protective clothing; and

WHEREAS, Staff recommends that the City dispense with advertising because the fire protective clothing and gear to be purchased is unique to fire departments and the Fire Department staff identified five vendors that provide such goods; and

WHEREAS, Staff solicited pricing from all vendors identified and All Star Fire Equipment Inc. offered the most competitive prices in response to the solicitation; and

WHEREAS, the Assistance to Firefighters grant will allow Oakland Fire Department to purchase additional sets of firefighter protective clothing in the amount of \$340,000; now, therefore be it

RESOLVED: That the City Council of the City of Oakland authorizes the City Administrator to accept and appropriate up to \$272,000 from the U.S. Department of Homeland Security's Assistance to Firefighters grant program for the purchase of firefighter protective clothing; and be it

FURTHER RESOLVED: That the City Council of the City of Oakland authorizes the City Administrator to expend matching funds not to exceed \$68,000 from the Oakland Fire Department's existing resources in its FY2010-11 baseline budget as shown in the FEMA Fund (2124), Emergency Support Services Organization (20816), Clothing Account (52912), Support Service Program (PS26); and be it

FURTHER RESOLVED: That the City Administrator or his designee is authorized to conduct all negotiations, execute and submit all documents including, not limited to applications, letters of commitment, agreements, amendments, and payment requests which may be necessary to carry out the purposes of the aforementioned grant; and be it

FURTHER RESOLVED: That the City Administrator is authorized to increase the term agreement with All Star Fire Equipment Inc. by \$340,000, for the purchase of additional firefighter protective clothing under the same terms, conditions and pricing of the original agreement, to a total amount not to exceed one million four hundred forty-seven thousand eight hundred forty-eight dollars (\$1,447,848) for the same period of July 1, 2008 through June 30, 2013; and be it

FURTHER RESOLVED: That pursuant to Oakland Municipal Code section 2.04.050.I.5 and for the reasons stated above and in the report accompanying this resolution, the City Council finds that it is in the City's best interests to dispense with advertising for the purchase of firefighter protective clothing authorized herein; and be it

FURTHER RESOLVED: That the agreement amendment shall be subject to approval by the City Attorney for form and legality and shall be placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, FEB 15 2011, 20

PASSED BY THE FOLLOWING VOTE:

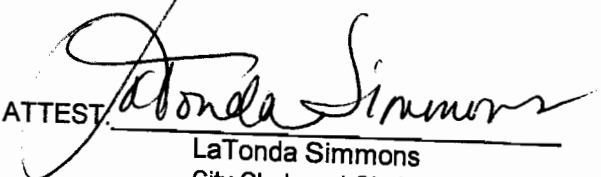
AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF and
PRESIDENT REID - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST



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