

CITY OF OAKLAND
Agenda Report

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2003 SEP 11 PM 2:20

TO: Office of the City Manager
ATTN: Deborah Edgerly
FROM: Fire Department
DATE: September 23, 2003

RE: **RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE TO APPLY FOR, ACCEPT AND APPROPRIATE GRANT P0275028 IN THE AMOUNT OF TWENTY FIVE THOUSAND DOLLARS (\$25,000), FROM THE DEPARTMENT OF FISH AND GAME TO REIMBURSE THE CITY'S COSTS AND COSTS OF PARTICIPATING AGENCIES TO UPDATE AND REVISE THE ALAMEDA COUNTY OIL SPILL CONTINGENCY PLAN.**

SUMMARY

The purpose of this report is to provide the City Council with background information on the Alameda County Oil Spill Contingency Plan, and request that the City Council approve the report and resolution authorizing the City Manager or his designee to execute Contract P0275028, with the State of California Department of Fish and Game (DFG) Office of Oil Spill Prevention and Response (OSPR). The OSPR grant helps facilitate a rapid response during an oil spill environmental emergency to protect homes, land, fire, wildlife, air and water resources.

The DFG awards an annual grant to the City of Oakland for the purpose of updating the local contingency plan. Approximately 30% of each grant award is utilized to cover the costs of the scope of services that will be performed by Office of Emergency Services staff.

The remaining 70% of the grant award is distributed among Alameda County's six other participants (cities of Newark, Berkeley, San Leandro, Alameda and Union City, and the Port of Oakland) for their staff time, resulting in approximately 11.6% of the grant award per jurisdiction.

FISCAL IMPACTS

The dollars provided are for reimbursement of staff time on the project and to reimburse other Alameda County participating cities. The amount of \$25,000 will be received by the Fire Department's Office of Emergency Services to cover costs affiliated with performing the scope of services outlined in the State DFG contract. As grant manager, the City of Oakland will retain approximately \$9,960 of the \$25,000 grant. Upon receipt, revenue will be applied to Fund 2159, State of California, Org Unit 20711, Revenue Account 46229 and expenditures will be applied to Fund 2159, Org Unit 20711 accounts 51000 and 52919.

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BACKGROUND

Since July 1995, the Oakland Fire Department's Office of Emergency Services (OES) has been the lead agency for development and implementation of the Alameda County Oil Spill Contingency Plan. The Alameda County Fire Chiefs Association approved this designation. In 1996, OES staff received a substantial grant from State DFG for local plan development. Between 1997 and 2001, OES received grant funding, to make revisions and updates to the local plan, develop a Memorandum of Understanding (MOU) between the DFG, County, and participating cities, and conduct training, including drill(s) on the local plan.

KEY ISSUES AND IMPACTS

Participation with the State Department of Fish and Game, Office of Oil Spill Prevention Response includes interaction with the Coast Guard's Area Contingency Planning (ACP) process. This process assists in the update of the Area Contingency Plan and ensures consistency between the Federal, State and Local Contingency Plans.

The primary objectives for OES participation in the Federal Area Planning process via the State DFG's local Oil Spill Contingency Plan grant contract are to:

- Ensure local participation in the unified command during emergency response.
- Continue to foster cooperation in an oil spill emergency between the Coast Guard, DFG, and the local jurisdictions within Alameda County.
- Provide on-going training to the participating cities and County on how to utilize the emergency response information contained in the local and Area Oil Spill Contingency Plans.
- Identify differences between the Federal ACP, the City(s), and Special District(s) contingency plans resulting from participation in the ACP update.

SUSTAINABLE OPPORTUNITIES

Economics: The type of information that is shared countywide helps to ensure that the Alameda County (Local) Oil Spill Plan can assist in facilitating a rapid response to protect humans, land, fish, wildlife, air, water, ground water, drinking water supplies, and other such resources in the event of an oil spill in the San Francisco Bay, which has potential impacts for Oakland or neighboring cities.

Environmental: Alameda County contains environmentally sensitive shoreline areas, some of which are in Oakland. Identification of these environmentally sensitive areas is critical when prioritizing response actions. Access points to the shoreline vary from easy to impossible by vehicle or vessel. It is essential that the City continues in this planning process, which helps to identify and map these areas and involves on-going updates of available response resources.

Social Equity: The efforts through the use of the OSPR grant to protect the wetlands and shoreline affords equal access to all residents and provides for a view of nature not commonly seen in an urban environment.

DISABILITY AND SENIOR CITIZEN ACCESS

This program has no immediate impact on persons with disabilities or the senior citizen communities and does not in any way conflict with the Americans with Disabilities Act (ADA) or other applicable laws.

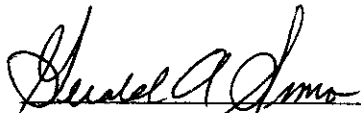
RECOMMENDATIONS AND RATIONALE

City Council's continued support and approval will allow OES staff to meet the objectives and responsibilities as the lead agency for the Alameda County local Oil Spill Contingency Plan.

ACTION REQUESTED OF THE CITY COUNCIL

Staff recommends that the City Council accept this report and approve a resolution that authorizes the City Manager or his designee to apply for, accept and appropriate grant P0275028 in the amount of twenty five thousand dollars (\$25,000), from the State Department of Fish and Game (DFG) to reimburse the City's costs and those of participating cities, to update and revise the Alameda County Oil Spill Contingency Plan response to an environmental emergency element.

Respectfully submitted,


GERALD A. SIMON
Chief, Fire Department

Prepared by:
Henry R. Renteria
Emergency Services Manager

APPROVED AND FORWARDED TO THE
PUBLIC SAFETY COMMITTEE:


OFFICE OF THE CITY MANAGER

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OAKLAND CITY COUNCIL

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RESOLUTION No. _____



RESOLUTION AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE TO APPLY FOR, ACCEPT AND APPROPRIATE GRANT P0275028 IN THE AMOUNT OF TWENTY FIVE THOUSAND DOLLARS (\$25,000), FROM THE CALIFORNIA DEPARTMENT OF FISH AND GAME TO REIMBURSE THE CITY'S COSTS AND COSTS OF PARTICIPATING AGENCIES TO UPDATE AND REVISE THE ALAMEDA COUNTY OIL SPILL CONTINGENCY PLAN.

WHEREAS, the people of the State of California have enacted the Lempert-Keen-Seastrand Oil Spill Prevention and Response Act of 1990 which appropriates funds for grants to local governments to prepare, update and/or revise oil spill contingency plan elements of area plans; and

WHEREAS, the State of California Department of Fish and Game (DFG), Oil Spill Prevention and Response (OSPR), has been delegated the responsibility for implementation of the grant program within the State, and has established necessary procedures governing application and selection of grant recipients under the program; and

WHEREAS, said procedures established by the DFG-OSPR require the City of Oakland to certify by resolution the approval of the grant agreement before submission of said agreement to the State; and

WHEREAS, said grant agreement sets forth the terms and conditions with which the City of Oakland must comply in preparing, updating and/or revising the oil spill contingency plan elements of area plans for Alameda County; and

WHEREAS, the Oakland Fire Department, Office of Emergency Services on behalf of the City of Oakland will update and/or revise the oil spill contingency plan elements of the area plans for Alameda County and coordinate and provide any training that is necessary to update and/or revise such plans elements in accordance with the terms of the grant agreement; and

WHEREAS, upon completion of the scope of work pursuant to the said grant agreement, DFG will pay the City twenty five thousand dollars (\$25,000), which will cover personnel costs incurred by the City and other participating cities in performing the work; now therefore be it,

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RESOLVED: that the Oakland City Council by adoption of this resolution hereby authorizes the City Manager or his designee, to apply for accept and appropriate a grant in the amount of twenty five thousand dollars (\$25,000) from DFG for the purpose of providing coordination, training and updating/revising the oil spill contingency plan element of area plans for Alameda County; and, be it

FURTHER RESOLVED, that said grant funds will be appropriated to the Fire Department, Office of Emergency Services (OES Agreement #P0275028); and be it

FURTHER RESOLVED: that the City Attorney's Office will approve the grant agreement as to form and legality and a copy of such will be placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES,

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____

CEDA FLOYD
City Clerk and Clerk of the Council
Of the City of Oakland, California

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