

# CITY OF OAKLAND

## AGENDA REPORT

2011 JAN 27 PM 12: 14

TO: Office of the City Administrator  
ATTN: Dan Lindheim  
FROM: Oakland Fire Department  
DATE: February 8, 2011

RE: **A Report and 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)**

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### SUMMARY

A resolution has been prepared authorizing the City Administrator to accept and appropriate \$272,000 from the U.S. Department of Homeland Security's Federal Emergency Management Agency (FEMA) Assistance to Firefighters Grant program, for the purchase of firefighter protective clothing (turnouts). The Oakland Fire Department (OFD) will provide matching funds in the amount of \$68,000 to implement this project.

The Oakland Fire Department has a term agreement in place with All Star Fire Equipment Inc. for the purchase of firefighter protective clothing through June 30, 2013. It is recommended that the City dispense with advertising and purchase the additional protective clothing under the existing agreement. This resolution increases the agreement to purchase an additional 200 sets of turnout gear.

### FISCAL IMPACT

Approving this resolution allows the City to accept and appropriate grant funds in the amount of \$272,000 from the FEMA Assistance to Firefighters grant program for the purchase of firefighter protective clothing. The Fire Department will use existing resources in its FY2010-11 baseline budget, in an amount not to exceed \$68,000, for the matching funds. The grant funds 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. Matching funds will be drawn from the Emergency Support

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January 25, 2011

Service Division (20816), General Fund (1010), Clothing Account (52912), and the Emergency Responses Support Service program (PS26). The Oakland Fire Department Chief of Staff and Chief Financial Officer will be responsible for administering this grant and ensuring that all requirements set forth in the grant terms are met.

## **BACKGROUND**

The Oakland Fire Department applied for and was awarded a grant through FEMA's Assistance to Firefighters grant program in the amount of \$272,000 and a matching amount of \$68,000 to purchase 200 sets of turnout gear for firefighters. Firefighter protective clothing is a specialty product offered by a limited number of vendors nationwide. OFD already has a term agreement in place to purchase this protective clothing from All Star Fire Inc. for which all funds previously allotted have been expended. To reduce the administrative burden and cost of advertising, staff identified five vendors and contacted them directly to solicit pricing. All Star offered the most competitive prices. Staff recommends, therefore, that the Council waive advertising for the additional fire protective clothing and increase and purchase the clothing under the agreement with All Star.

Firefighting protective clothing is mandated by the California Division of Occupational Safety and Health (CAL-OSHA) for basic safety of firefighting personnel. OFD is required to provide ongoing replacement of damaged or sub-standard turnout clothing worn by sworn personnel responding to emergency situations; and protective clothing for firefighter recruits in the training academies.

## **KEY ISSUES AND IMPACTS**

The City Council authorized a contract with All Star Fire Equipment Inc. for the purchase of firefighter protective clothing in an amount not to exceed six hundred thirty-two thousand and thirty-five dollars for the period July 1, 2008 through June 30, 2011, with an optional two-year extension for a total amount not to exceed of one million one hundred seven thousand eight hundred forty-eight dollars. The Department contacted five licensed, authorized distributors of the Lion Apparel brand of safety clothing and received three bids. All Star Fire Equipment Inc. produced the lowest bid – at the same prices offered under their current contract. Staff recommends that the existing term agreement that is in place with All Star be increased to accommodate this new revenue for the purchase of this critical equipment.

This resolution accepts and appropriates \$272,000 in grant funds and \$68,000 in matching funds to purchase 200 sets of protective clothing (turnouts) and increases the term agreement with All Star Fire Equipment Inc. to pay for the additional purchase.

## PROJECT DESCRIPTION

Firefighter safety clothing is a mandated requirement by CAL-OSHA and the Memorandum of Understanding (MOU) between the City of Oakland and Local 55. OFD is required to provide ongoing replacement of damaged or sub-standard turnout clothing worn by sworn personnel responding to emergency situations; and protective clothing for firefighter recruits in the training academies.

## SUSTAINABLE OPPORTUNITIES

*Economic:* There are no economic opportunities associated with this report.

*Environmental:* There are no environmental opportunities associated with this report.

*Social Equity:* Safety clothing minimizes risk exposure, therefore protecting firefighters as they protect the lives and property of the citizens of Oakland.

## DISABILITY AND SENIOR CITIZEN ACCESS

There are no direct ADA or senior citizen access issues associated with this report.

## RECOMMENDATION AND RATIONALE

It is recommended that the City Council approve a resolution authorizing the City Administrator to accept and appropriate \$272,000 from the U.S. Department of Homeland Security's Federal Emergency Management Agency (FEMA) Assistance to Firefighters Grant program, for the purchase of firefighter protective clothing (turnouts). The Oakland Fire Department will provide matching funds in the amount of \$68,000 to complete this purchase.

Additionally, it is recommended that the City Council dispense with advertising because the fire protective clothing and gear that will be purchased is unique to fire departments. There are a limited number of authorized licensed distributors of the Lion Apparel brand of safety clothing. Staff contacted five distributors and received three bids, with the All Star Fire Equipment Inc. bid being the lowest.

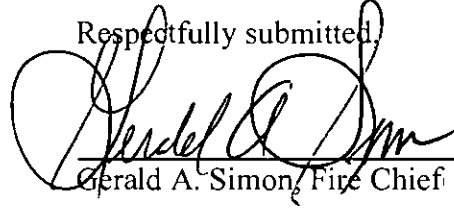
It is recommended that the City Council authorize an increase in the total amount of the existing term agreement with All Star Fire Equipment Inc. for firefighter protective clothing for this purchase. The agreement is in place through June 30, 2013. The additional funds will increase

the agreement to a total amount not to exceed one million, four hundred forty-seven thousand, eight hundred forty-eight dollars.

**ACTION REQUESTED OF THE CITY COUNCIL**

The Oakland Fire Department requests that the City Council accept this report and approve the resolution authorizing the City Administrator to accept and appropriate \$272,000 from the U.S. Department of Homeland Security's Federal Emergency Management Agency (FEMA) Assistance to Firefighters Grant program and matching funds in the amount of \$68,000. The Oakland Fire Department also requests that the City Council dispense with advertising and authorize an increase in the total amount of the existing term agreement with All Star Fire Equipment Inc. to purchase the materials for a new total amount not to exceed one million, four hundred forty-seven thousand, eight hundred forty-eight dollars (\$1,447,848).

Respectfully submitted,



Gerald A. Simon, Fire Chief  
Oakland Fire Department

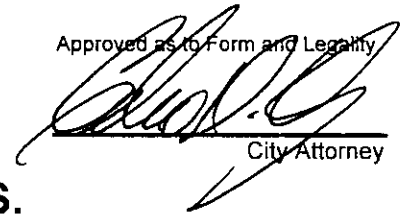
Prepared by:  
Anne Campbell Washington, Chief of Staff  
Oakland Fire Department

APPROVED AND FORWARDED TO THE  
PUBLIC SAFETY COMMITTEE:

  
Office of the City Administrator

Item: \_\_\_\_\_  
Public Safety Committee  
February 8, 2011

# OAKLAND CITY COUNCIL



City Attorney

2011 JAN 27 PM 12:14

RESOLUTION No. \_\_\_\_\_ C.M.S.

**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 2.04.050.1.5 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 \_\_\_\_\_, 20\_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

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

**NOES -**

**ABSENT -**

**ABSTENTION -**

**ATTEST:** \_\_\_\_\_

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