

*[Signature]*  
City Attorney

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OAKLAND

# OAKLAND CITY COUNCIL

RESOLUTION No. 81592 C.M.S.

2008 OCT -9 PM 1:20

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

**RESOLUTION SUPPORTING THE CITY'S DONATION OF THREE OVERAGED SURPLUS AERIAL LADDER TRUCKS AND ONE OVERAGED SURPLUS FIRE HOSE WAGON, WITH AN ESTIMATED CUMULATIVE VALUE OF ONE THOUSAND TWO HUNDRED DOLLARS (\$1,200), TO THE CREATE A SMILE CROSS CULTURAL EXCHANGE FOUNDATION TO BE DISTRIBUTED TO THE REPUBLIC OF EL SALVADOR**

**WHEREAS**, the Create A Smile Cross Cultural Foundation, a charitable foundation administered by City of Redwood City firefighters, collects surplus equipment with low resale value from public agencies for distribution in third world and struggling nations to enhance the quality of life for their citizens; and

**WHEREAS**, Oakland Municipal Code, Article 2, Chapter 2.04, Section 2.04.120.B authorizes the City Administrator, with the concurrence of the Finance Director, to donate surplus property, the value of which is less than the cost of its continued care, handling, maintenance or storage, to public bodies, charitable or nonprofit civic organizations without Council action; and

**WHEREAS**, pursuant to Oakland Municipal Code, Article 2, Chapter 2.04, Section 2.04.120, subsections A and B, the Purchasing Supervisor, the City Administrator and the Finance Director have determined that one 1969 Ford C1000 hose wagon with vehicle number 0211, one 1976 Seagraves PT20768 ladder truck with vehicle number 0308, one 1980 Seagraves HT20764 ladder truck with vehicle number 0317 and one 1981 Seagraves WR20764 ladder truck with vehicle number 0319 are no longer used by the City, have become obsolete or worn out and are surplus property that will cost more for continued care, handling, maintenance or storage than the commercial value of the vehicles; and

**WHEREAS**, in addition to certain other releases, the Republic of El Salvador and the Create A Smile Cross Cultural Exchange Foundation have agreed to indemnify and hold harmless the City, its Councilmembers, officers and agents from liability for actions, claims, losses, etc. that arise from the use of the vehicles; now, therefore, be it

**RESOLVED:** The City Council wishes to express its strong support of the donation of the City's surplus Firefighting vehicles to the Create A Smile Cross Cultural Foundation for donation to the Republic of El Salvador because it will provide much needed fire suppression and emergency response equipment for the citizens of El Salvador and neighboring communities, and will foster goodwill between the Republic of El Salvador and the City of Oakland.

IN COUNCIL, OAKLAND, CALIFORNIA, OCT 21 2008, 20\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:

*[Signature]*  
LaTonda Simmons  
City Clerk and Clerk of the Council  
of the City of Oakland, California