

*W. J. ...*  
Office of the City Attorney

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

Oakland City Council

2006 FEB -1 PM 3:25

Resolution No. 79781 C.M.S.

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT AND APPROPRIATE UP TO THREE MILLION DOLLARS (\$3,000,000.00) OF 2006 FEDERAL EMERGENCY MANAGEMENT AGENCY PRE-DISASTER MITIGATION GRANT FUNDS FOR THE OAKLAND REGIONAL FUEL MANAGEMENT PROJECT**

**WHEREAS**, the Oakland-Regional Fuel Management project is in alignment and meets the goals in the City of Oakland's General Plan-Safety Element and Local Hazard Mitigation Plan; and

**WHEREAS**, there is a documented history of extreme fire danger in the Oakland Hills and that fuel management projects reduce the risks that have previously resulted in the loss lives and property as a result of wild land fires; and

**WHEREAS**, it is in the City's best interests to partner with local agencies to maximize resources and attain mutual goals, and the City of Oakland Regional Fuel Management Project is a collaboration with the City of Oakland, UC Berkeley, and East Bay Regional Park District to enhance defensible spaces, create strategic fuel break systems, reduce heavy fuel loads and restore forests to help create a fire-resistant community; and

**WHEREAS**, the FEMA Pre-Disaster Mitigation program provides grant funds for the implementation of mitigation projects prior to a disaster event to reduce overall risks to the population and structures, while also reducing reliance on funding from an actual disaster declaration; and

**WHEREAS**, the City of Oakland is the lead agency and there is a local match requirement in the amount of seven hundred fifty thousand dollars (\$750,000.00), and the partners have agreed that based on the size and scope of their individual projects, the City of Oakland will contribute four hundred twelve thousand two hundred eighty dollars (\$412,280.00), the University of California, Berkeley will contribute two hundred twenty thousand five hundred and fifty dollars (\$220,550.00), and the East Bay Regional Park District will contribute one hundred seventeen thousand one hundred seventy dollars (\$117,170.00) towards the local match requirement; and

**WHEREAS**, the City of Oakland will prepare a letter of commitment to make the FEMA match required in the amount of seven hundred fifty thousand dollars (\$750,000.00) and will execute agreements with UC Berkeley and the East Bay Regional Park District to secure the matching grant contributions promised by those agencies; and

**WHEREAS**, the City is required to comply with the National Environmental Protection Act (NEPA), and shall comply with the California Environmental Quality Act (CEQA) and guidelines as prescribed by the Secretary for Resources and by the City of Oakland's Environmental Review Regulations; now, therefore, be it

**RESOLVED**, that the City Council of the City of Oakland approves the filing of an application, acceptance and appropriation of up to three million dollars (\$3,000,000.00) in 2006 Federal Emergency Management Agency Pre-Disaster Mitigation Grant Funds, for the Oakland-Regional Fuel Management Project; and, be it

**FURTHER RESOLVED**, that the City Administrator is authorized to enter into agreements with the University of California, Berkeley and the East Bay Regional Park District to secure their matching-grant contributions in the amounts of two hundred twenty thousand five hundred and fifty dollars (\$220,550.00) and one hundred seventeen thousand one hundred seventy (\$117,170.00), respectively; and, be it

**FURTHER RESOLVED**, that the City Administrator is authorized to appropriate all matching-grant contributions by University of California, Berkeley and the East Bay Regional Park District to the Oakland Regional Fuel Management Project without further action by the City Council; and, be it

**FURTHER RESOLVED**, that the City of Oakland has or will have sufficient funds to operate and maintain the project and funds are available under the jurisdiction of the Oakland Fire Department to begin the project; and, be it

**FURTHER RESOLVED**, that the City Administrator or her designee is authorized to conduct all negotiations, execute and submit all documents including, but not limited to applications, letters of commitment, agreements, amendments, payment requests which may be necessary for the completion of the aforementioned project; and, be it

**FURTHER RESOLVED**, that all contracts used for the aforementioned contract shall be approved for form and legality by the Office of the City Attorney prior to execution and a copy be placed on file in the Office of the City Clerk.

**FEB 21 2006**

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

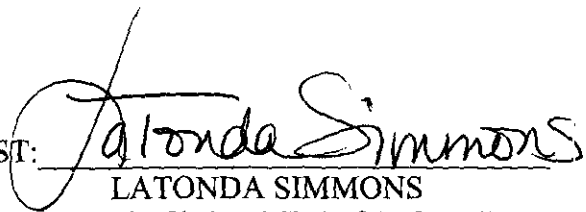
**PASSED BY THE FOLLOWING VOTE:**

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

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:   
LATONDA SIMMONS  
City Clerk and Clerk of the Council  
of the City of Oakland, California