

  
City Attorney

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND, CALIF.  
**OAKLAND CITY COUNCIL**  
2012 JUL -5 PM 12:11  
RESOLUTION NO. 83999 C.M.S.

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**RESOLUTION AMENDING RESOLUTION NO. 82936 C.M.S.  
AUTHORIZING THE CITY ADMINISTRATOR TO:**

- 1) ACCEPT, APPROPRIATE AND ADMINISTER ADDITIONAL, SUPPLEMENTAL FISCAL YEAR 2009 U.S. DEPARTMENT OF HOMELAND SECURITY URBAN AREA SECURITY INITIATIVE GRANT FUNDS (FY 2009 UASI GRANT) OF ONE HUNDRED THOUSAND DOLLARS (\$100,000) AWARDED TO THE CITY IN 2012, WHICH AUGMENT THE FY09 UASI GRANT FUNDS AWARDED TO CITY IN 2009 OF FIVE MILLION AND SEVEN HUNDRED THOUSAND DOLLARS (\$5,700,000) BRINGING THE TOTAL AMOUNT OF THE GRANT AWARD TO FIVE MILLION AND EIGHT HUNDRED THOUSAND DOLLARS (\$5,800,000);**
- 2) ADMINISTER AND EXPEND THE ADDITIONAL FUNDS IN ACCORDANCE WITH THE SPENDING PLAN AND THE CITY'S UASI GRANT ADMINISTRATION AGREEMENT PREVIOUSLY APPROVED BY CITY COUNCIL.**

**WHEREAS**, the U.S. Department of Homeland Security's Homeland Security Grant Program allocates grant funds to address unique planning, equipment, training, and exercise needs of high-threat, high-density urban areas to assist in building enhanced and sustainable capacities to prevent, protect against, respond to, and recover from acts of terrorism; as well as all hazards, emergencies and disasters; and

**WHEREAS**, the City of Oakland Fire Department's Office of Emergency Services was previously allocated Fiscal Year 2009 Urban Area Security Initiative grant funds (FY09 UASI grant) to supplement emergency preparedness and response activities within the City of Oakland, and in alignment with a Governance Memorandum of Understanding with the UASI Approval Authority Board; and

**WHEREAS**, on July 20, 2010, the City Council adopted Resolution No. 82936 C.M.S. (Resolution 82936), authorizing the City Administrator, or designee to enter into the Bay Area UASI Approval Authority Governance Memorandum of Understanding and Administration Agreement with the City and County of San Francisco for five million seven hundred thousand dollars (\$5,700,000) for FY 2009 UASI Grant funds; and

**WHEREAS**, Resolution 82936 C.M.S. authorized the City Administrator or designee, on behalf of the City of Oakland (City), to accept and appropriate up to \$5,700,000.00 in FY 2009 UASI grant funds; and

**WHEREAS**, Resolution 82936 authorized the City Administrator or designee to approve the preliminary spending plan for the Bay Area UASI Approval Authority Governance Memorandum of Understanding and Administration Agreement with the City and County of San

**WHEREAS**, Resolution 82936 authorized the City Administrator to award contracts paid for with FY 2009 UASI grant funds for any amount, even those in excess of the City Administrator's Authority in Oakland Municipal Code Section 2.04.020, without further Council authorization, including contracts involving the purchase of goods, materials, equipment, services or a combination thereof on the Federally Authorized Equipment List (AEL) and services required by the grant provided such contracts are in accord with the approved spending plan, the City's bidding and request for proposal requirements and purchasing programs and policies; and

**WHEREAS**, the Fire Department's Office of Emergency Services is requesting an amendment to Resolution 82936, due to an increased FY 2009 UASI grant fund allocation in an amount not to exceed \$100,000 from the funding agency for the purchase of equipment and supplies for persons with access and functional needs that will be used in Oakland's temporary mass care sheltering facilities and also for the purchase of additional P-25 public safety radios for first responders which will bring the total FY2009 UASI grant award to the City in an amount not to exceed \$5,800,000; now, therefore be it

**RESOLVED:** that on July 20, 2010, the City Council adopted Resolution No. 82936 C.M.S. (Resolution 82936), authorizing the City Administrator, or designee to enter into the Bay Area UASI Approval Authority Governance Memorandum of Understanding and Administration Agreement with the City and County of San Francisco for five million seven hundred thousand dollars (\$5,700,000) for FY 2009 UASI grant funds; and be it

**FURTHER RESOLVED:** that Resolution 82936 authorized the City Administrator or designee, on behalf of the City, to accept and appropriate up to \$5,700,000.00 in FY 2009 UASI funds; and be it

**FURTHER RESOLVED:** that Resolution 82936 authorized the City Administrator or designee to approve the preliminary spending plan for the Bay Area UASI Approval Authority Governance Memorandum of Understanding and Administration Agreement with the City and County of San Francisco; and be it

**FURTHER RESOLVED:** that Resolution 82936 authorized the City Administrator to award contracts paid for with FY 2009 UASI grant funds for any amount, even those in excess of the City Administrator's Authority in Oakland Municipal Code Section 2.04.020, without further City Council authorization, including contracts involving the purchase of goods, materials, equipment, services or a combination thereof on the Federally Authorized Equipment List (AEL) and services required by the grant provided such contracts are in accord with the approved spending plan, the City's bidding and request for proposal requirements and purchasing programs and policies; and be it

**FURTHER RESOLVED:** that the City Council authorizes the City Administrator or her designee to accept additional FY 2009 UASI grant funds in an amount not to exceed \$100,000 from the City and County of San Francisco as the grant fiscal agent and to increase revenues and appropriate said funds to the Oakland Fire Department, Office of Emergency Services for the purchase of equipment and supplies for persons with access and functional needs that will be used in Oakland's temporary mass care sheltering facilities and also for the purchase of additional P-25 public safety radios for first responders ; and be it

**FURTHER RESOLVED:** that the City Council authorizes the City Administrator or her designee as agent of the City to conduct all negotiations, execute and submit all documents, including but not limited to agreements, amendments, modifications, payment requests, and

related actions which may be necessary to carry out the purposes of the aforementioned grant and completion of the FY09 UASI grant program deliverables; and be it

**FURTHER RESOLVED:** that revenues and appropriations will be allocated to the Federal Grant Fund (2123), Office of Emergency Services Division Org. (20711), Office of Emergency Services Division Program (PS21), Fiscal Year 2009 UASI Project Account, and appropriate line item account codes; and be it

**FURTHER RESOLVED:** that all agreements authorized hereunder shall be approved for form and legality by the City Attorney and copies shall be on file in the City Clerk’s Office.

JUL 17 2012

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 20\_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

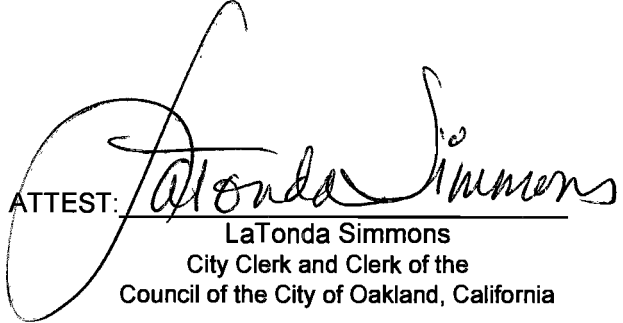
BROOKS, DE LA FUENTE, ~~KAPLAN~~, KERNIGHAN, NADEL, SCHAAF, ~~BRUNNER~~ and PRESIDENT REID – 6

NOES- 0

ABSENT- Brunner - 1

ABSTENTION- 0

Excused- Kaplan - 1

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