


CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR THEIR DESIGNEE, TO: (1) ENTER INTO AN AGREEMENT WITH THE U.S. DEPARTMENT OF HOMELAND SECURITY'S FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) TO ACCEPT A PORT SECURITY GRANT IN THE AMOUNT OF EIGHT HUNDRED TWENTY FIVE THOUSAND DOLLARS (\$825,000.00) TO PURCHASE A FIREBOAT AND OTHER NECESSARY RESOURCES FOR THE PERIOD STARTING SEPTEMBER 1, 2021 THROUGH AUGUST 31, 2024; (2) APPROPRIATE AND ADMINISTER SAID FUNDS; (3) EXPEND PORT SECURITY GRANT FUNDS IN ACCORDANCE WITH THE CITY'S PURCHASING REQUIREMENTS AND PROGRAMS/POLICIES; AND (4) ALLOCATING FUNDS IN THE AMOUNT OF TWO HUNDRED SEVENTY FIVE THOUSAND DOLLARS (\$275,000.00) AS REQUIRED BY THE GRANT AWARD TO COVER THE REMAINING COST OF THE FIREBOAT

WHEREAS, in September 2021, the Oakland Fire Department (OFD) was notified that it's application for a Fiscal Year (FY) 2021 Port Security Grant (PSG) was approved and that the Department would be awarded eight hundred twenty-five thousand dollars to purchase a fireboat; and

WHEREAS, the \$825,000 in new grant funds will support the Fire Department's purchase of a long-awaited Emergency Response Vessel that will reside in the Oakland estuary adjacent to Station 2 in Jack London Square; and

WHEREAS, this new fireboat will be used in conjunction with the department's existing water rescue boat, Marine 1, and will be designed and equipped to meet the modern-day challenges associated with protecting the estuary and waterfront; and

WHEREAS, since 2001, U.S. Department Of Homeland Security's Federal Emergency Management Agency's (FEMA) grant funding program has helped firefighters and other first responders obtain critically needed equipment, protective gear, emergency vehicles, training, and other resources necessary for protecting the public and emergency personnel from a range of hazards; and

WHEREAS, the FEMA Port Security Grant Program provides one hundred million dollars (\$100) for transportation infrastructure security activities to implement Area Maritime Transportation Security Plans and facility security plans among port authorities, facility operators, and state and local government agencies required to provide port security services; and

WHEREAS, for over a decade, the City Council has adopted resolutions authorizing the City Administrator to enter into an agreement with FEMA to accept, appropriate, and administer PSG funds for equipment, supplies, wellness program services, and vehicles; and

WHEREAS, the previous OFD fireboat was decommissioned in 2003, and until now, OFD had been unsuccessful applying for the funding to purchase a new fireboat; and

WHEREAS, FEMA grants are a tremendous asset to the Oakland Fire Department. Port Security Grant funding allows state, local and private-sector partners to help protect critical port infrastructure from terrorism, enhance maritime domain awareness, improve port-wide maritime security risk management, and maintain or reestablish maritime security mitigation protocols that support port recovery and resiliency capabilities; and

WHEREAS, the City of Oakland (City) was operating under financial distress prior to the onset of the COVID-19 crisis, and the City's fiscal situation, like most cities around the country, has only worsened during the COVID-19 public health crisis; and

WHEREAS, by accepting and administering these Port Security Grant funds, the Department will be able to purchase a new fireboat; now, therefore, be it

RESOLVED: That the City Council authorizes the City Administrator or their designee to enter into an agreement between the Department of Homeland Security's Federal Emergency Management Agency to accept a Port Security Grant in the amount of \$825,000; and be it

FURTHER RESOLVED: That the city administrator or their designee is authorized to appropriate and administer said FEMA grant funds for the purpose of purchasing a new fireboat; and be it

FURTHER RESOLVED: That the City Administrator or their designee is authorized to approve total expenditures estimated at One Million One Hundred Thousand Dollars (\$1,100,000.00) for the purchase of a new fireboat for the Fire Department; and be it

FURTHER RESOLVED: That the City Administrator or their designee is authorized to appropriate a Fund 4100 contribution of Two Hundred and Seventy-Five Thousand Dollars (\$275,000) to cover the difference between the grant funding allotment and the purchase price for the fireboat; and be it

FURTHER RESOLVED: That the City Administrator or their designee is authorized to make all purchases of equipment and services identified in the spending plan for this grant without further review or action by the City Council provided such purchases are required by the grant and in accord with the City's bidding and request for proposal requirements and purchasing programs/policies; and be it

FURTHER RESOLVED: That in the event the allocated grant funds are not spent on the projects outlined in the spending plan, the City Administrator or designee is authorized to reallocate said funds to another project without further Council approval, provided the project is approved by the grantor, within the guidelines of the grant, that any purchases are in accord with the City's bidding and request for proposal requirements and purchasing programs/policies, and staff provides an informational report to City Council explaining what the reallocation project is; and be it

FURTHER RESOLVED: That all agreements authorized hereunder shall be approved for form and legality by the Office of the City Attorney and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND
PRESIDENT FORTUNATO BAS

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____

ASHA REED
City Clerk and Clerk of the Council of the
City of Oakland, California