



CITY OF OAKLAND

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OFFICE OF THE CITY CLERK
OAKLAND

2014 JUL 10 PM 12:26

AGENDA REPORT

TO: HENRY L. GARDNER
INTERIM CITY ADMINISTRATOR

FROM: TERESA DELOACH REED
OAKLAND FIRE CHIEF

SUBJECT: FY 2013 Port Security Grant
Program (PSGP) Grant Fund

DATE: June 30, 2014

City Administrator
Approval

Date

7/7/14

COUNCIL DISTRICT: City-Wide

RECOMMENDATION

Staff recommends that the City Council authorize the City Administrator to 1) Enter Into An Agreement With The United States Department of Homeland Security's Federal Emergency Management Agency (FEMA) To Accept Fiscal Year 2013 Port Security Grant Program (PSGP) funds; 2) Accept, Appropriate And Administer Fiscal Year 2013 PSGP Grant Funds In An Amount Up to One Hundred Sixty-Nine Thousand, Six Hundred And Seventy-Nine Dollars (\$169,679); 3) Approve The Preliminary Spending Plan; 4) Expend Funds In Accordance With The Preliminary Spending Plan Without Further Council Authorization, Including Purchases of Equipment And Services Approved in the Federal Authorized Equipment List (AEL) And Required By The Grant, Provided The City's Competitive Solicitation And Purchasing Programs/Policies Are Followed; and 5) Allocate Forty Two Thousand and Four Hundred and Twenty Dollars (\$42,420) From The General Purpose Fund To Satisfy The In-Kind Or Cash Match Requirement.

EXECUTIVE SUMMARY

The PSGP grant funds are intended to assist national ports and regions in enhancing risk management capabilities and support a strategic, area-wide focus. Funding is provided for the development and implementation of port-wide risk management and mitigation activities, as well as continuity of operations for ports throughout the United States with a greater concentration of funding for Tier 1 Ports.

Acceptance of the FY 13 PSGP grant funds will allow the Oakland Police Department (OPD) and Oakland Fire Department (OFD) to 1) purchase Toughbook laptop equipment for specific specialized emergency response vehicles that directly provide security and public safety support to the Port of Oakland area, 2) purchase a repair kit for the OPD Remotely Operated Underwater Vehicle (ROV) and have staff receive further training on maximizing the use and operation of the ROV, and 3) purchase waterside interoperable communications radios.

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OUTCOME

Approval of this resolution will authorize the City Administrator or his designee to accept, appropriate and spend grant funding in an amount up to \$169,679 to purchase new equipment for the Oakland Police Department and Oakland Fire Department. Additionally, Council's approval will allow staff to meet the grant deliverables and the performance requirements within the grant performance timeline.

BACKGROUND/LEGISLATIVE HISTORY

The U.S. Department of Homeland Security's (DHS) Port Security Grant Program (PSGP) announced grant funding opportunities to port areas for the protection of critical Port infrastructure and operations from potential acts of terrorism. The PSGP funding provided to the City of Oakland is primarily intended to assist ports, partners and first responders in enhancing risk management capabilities, enhanced domain awareness, capabilities to prevent, detect, respond to and recover from attacks involving Improvised Explosive Devices (IEDs) and other non-conventional weapons, as well as training and exercises.

Oakland's Port has the designation of a Tier 1 Port and is therefore considered a port area with the highest risk of a terrorism incident. Risk to a port area is assessed using a methodology consisting of threat, vulnerability, and consequences factors.

The purpose of the PSGP equipment purchase is to implement a sustainable, risk-based effort to protect and ensure the security of critical port infrastructure and port operations from attacks or threats that could cause major damage and disruption to commerce. Additionally, this equipment and training can serve the Port and City of Oakland when responding to day to day emergencies and also during natural disasters.

The Oakland Fire Department, Emergency Management Services Division applied for and was awarded grant funding in an amount up to \$169,679 from the FY 13 PSGP grant program. The City will provide an in-kind or cash match allocation of \$42,420 from its (General Purpose Fund) personnel and other administrative resources, to satisfy the in-kind/cash match requirement. Request for City Council authorization to provide this amount for grant match is also included in the resolution.

Staff recommends that the City Council accept, appropriate and spend FY 13 PSGP grant funding in an amount not to exceed \$169,679 and to allocate the grant match for a combination of cash and/or in-kind services from the City's existing approved General Fund budget of personnel costs and/or other administrative resources from the Police and Fire departments in an amount not to exceed \$42,420. Oakland Fire Department's matching funds and/or in kind services will be up to \$15,125 and Oakland Police Department's matching funds and/or in kind services will be up to \$27,295.

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ANALYSIS

As a result of the challenging economic times, the Oakland Fire Department, Emergency Management Services Division constantly seeks opportunities to apply for grants to secure funding needed for emergency preparedness and response equipment, supplies, training, planning and personnel. The Oakland Fire Department, Emergency Management Services Division successfully applied for and was awarded additional grant funding of up to \$169,679 from the Fiscal Year (FY)13 PSGP grant program.

FY 13 PSGP grant funds shall be used by the Oakland Police Department and Oakland Fire Department to purchase additional emergency preparedness, prevention and response equipment, supplies and training. The grant spending plan and equipment/training details are outlined in the matrix below.

FY 13 PSGP Grant funding is as follows:

FY 13 PSGP Grant Funding Amount	FY 13 PSGP Grant Funded Project
\$120,999	Law Enforcement/Fire Department Tough Books for specific specialty and identified units servicing Port of Oakland Area
\$23,680	Law Enforcement Remote Operated Underwater Vehicle Repair Kit and Training
\$25,000	Law Enforcement Data Solution Intelligence Software
\$42,420 In-Kind or Cash Match Allocation	1010 Funding from the City's existing approved budget of personnel costs and/or other administrative resources for grant match

A total of \$169,679 in grant funding will be available for the pre-approved, eligible equipment.

COST SUMMARY/IMPLICATIONS

Approval of this resolution will authorize the acceptance and appropriation of the Port Security Grant Program (PSGP) funds in an amount not to exceed \$169,679. The grant also provides 5% for Management and Administration funding. This will be 5% of each grant total.

It also authorizes the in-kind/cash match appropriation from the City existing approved budget of personnel costs and other administrative resources from the Oakland Police and Oakland Fire department in an amount not to exceed \$42,420. Match expenditures will be reallocated from General Fund (1010) existing budget in Fiscal Year 2014-15. The General Fund amount for

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Oakland Fire Department is up to \$15,125 from 1010.20711.PS17.Project to be determined. The General Fund amount for OPD is up to \$27,295 from 1010.107410. Project to be determined.

Grant Funds will be appropriated to Homeland Security Fund (2123), Emergency Management Services Division (EMSD) Homeland Security Organization (20711), various expenditures accounts to the grantor approved spending plan and offset by the revenue account of Miscellaneous Federal Grant Account (46129), and Homeland Security/Emergency Management Services Division Program (PS21).

SUSTAINABLE OPPORTUNITIES

Economic: The FY 2013 grant performance period is from October 1, 2013 through May 1, 2015. The proposed projects within the FY13 PSGP program will be completed either before or no later than allowable time for purchases.

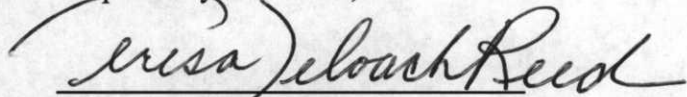
Emergency preparedness and planning activities enhance the City of Oakland's efforts to provide a climate in which economic development can flourish. The FY 13 PSGP will provide resources and tools for first responders in protecting against acts and threats against the Port and will ultimately save lives, protect property, the environment and enhance economic resiliency in the Bay Area region by reducing or minimizing potential disruption to commerce at the Port.

Environmental: No environmental opportunities are anticipated.

Social Equity: The procurement of the approved equipment will enhance public safety efforts that serve all residents in the City of Oakland and the surrounding area.

For questions regarding this report, please contact Renee Domingo, Director, Emergency Management Services and Homeland Security at (510) 238-3939.

Respectfully submitted,



Teresa Deloach Reed

Fire Chief

Prepared by:

Cynthia Chimonyo, Sr. Emergency Planning Coordinator

Reviewed by:

Renee A. Domingo

Director of Emergency Management Services Division
and Homeland Security

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FILED
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OAKLAND CITY COUNCIL

Arash Soltani
City Attorney

2014 JUL 10 PM 12:25
RESOLUTION No. _____ C.M.S.
Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR HIS DESIGNEE TO:

1. ENTER INTO AN AGREEMENT WITH THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY'S FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) TO ACCEPT FISCAL YEAR 2013 PORT SECURITY GRANT PROGRAM (PSGP) FUNDS; AND
2. ACCEPT, APPROPRIATE AND ADMINISTER FISCAL YEAR 2013 PSGP GRANT FUNDS IN AN AMOUNT UP TO ONE HUNDRED SIXTY-NINE THOUSAND, SIX HUNDRED AND SEVENTY-NINE DOLLARS (\$169,679); AND
3. APPROVE THE PRELIMINARY SPENDING PLAN; AND
4. EXPEND FUNDS IN ACCORDANCE WITH THE PRELIMINARY SPENDING PLAN WITHOUT FURTHER COUNCIL AUTHORIZATION, INCLUDING PURCHASES OF EQUIPMENT AND SERVICES APPROVED IN THE FEDERAL AUTHORIZED EQUIPMENT LIST (AEL) AND REQUIRED BY THE GRANT, PROVIDED THE CITY'S COMPETITIVE SOLICITATION AND PURCHASING PROGRAMS/POLICIES ARE FOLLOWED; AND
5. ALLOCATE FORTY-TWO THOUSAND AND FOUR HUNDRED TWENTY DOLLARS (\$42,420) FROM THE GENERAL PURPOSE FUND TO SATISFY THE IN-KIND OR CASH MATCH REQUIREMENT

WHEREAS, the U.S. Department of Homeland Security's FY 2013 Port Security Grant Program (PSGP) allocates grant funds to address ports considered of the highest risk status to assist ports in enhancing risk management capabilities and support a strategic, area-wide focus around ports providing funding for the development and implementation of port-wide risk management and mitigation activities, as well as continuity of operations by building capacity to prevent, protect against, respond to, and recover from acts of terrorism and terrorist threats against the Port; and

WHEREAS, the City of Oakland Port Security Grant Program ("PSGP") grant proposal was approved and the City of Oakland Fire Department's Emergency Management Services Division has been awarded a FY 2013 PSGP grant allocation of one hundred sixty-nine thousand, six hundred and seventy-nine dollars (\$169,679) by the Fiscal Year 2013 U.S. Department of Homeland Security; and

WHEREAS, the U.S. Department of Homeland Security awarded the City of Oakland \$169,679 in grant funds for the federal fiscal year 2013 to fund the Oakland Fire Department, Emergency Management Services Division for the grant performance period of October 1, 2013 through May 1, 2015; and

WHEREAS, the grant designates the amount not to exceed \$169,679 be expended for the purchase of specified equipment, supplies and contracted services identified on the Federally Authorized Equipment List ("AEL"); and

WHEREAS, the City of Oakland Port Security Grant Program ("PSGP") requires a match of in-kind/cash in an amount not to exceed forty-two thousand and four hundred and twenty dollars (\$42,420); and

WHEREAS, the Oakland Police Department and the Oakland Fire Department will provide an in-kind match allocation of up to forty two thousand and four hundred and twenty dollars(\$42,420) from its (General Purpose Fund) personnel, to satisfy the in-kind/cash match requirement; and

WHEREAS, the Oakland Fire Department, Office of Emergency Management Services Division and Homeland Security staff are also essential in managing and coordinating the Fiscal Year 2013 PSGP which provides for \$8,484 or 5% funding for maintenance and administration of the total grant award; and

WHEREAS, the City of Oakland is committed to cooperating with our regional partners to detect, prevent, prepare for, respond to and recover from acts of terrorisms and threats of terrorism and effectively carry out the program of the Fiscal Year 2013 PSGP grant; and

WHEREAS, the performance period for the Fiscal Year 2013 PSGP grant is from October 1, 2013 through May 1, 2015; and

WHEREAS, other administrative costs such as central services overhead (CSO) fees, will not be incurred; and

WHEREAS, the Oakland Municipal Code Section 2.04.030.A requires Council approval for any purchase of goods and/or services over \$100,000; and

WHEREAS, the City Administrator recommends that he or his designee be authorized to expend Fiscal Year 2013 Port Security Grant Program (PSGP) U.S. Department of Homeland Security grant funds in connection with the purposes of the grant in excess of \$100,000 and up to \$169,679 without further Council review or action because of the limited time available for completion of grant projects, provided competitive solicitation and other City purchasing policies and programs are followed; and

WHEREAS, funds will be appropriated to the Homeland Security Fund (2123), the Emergency Management Services Division Organization (20711), Emergency Management Services Program (PS 21) and project number to be determined; and

WHEREAS, the City Administrator has determined that any services that may be provided under contracts authorized hereunder would be of a professional, scientific or technical and temporary nature and not result in the loss of employment or salary by any person having permanent status in the competitive service; now, therefore be it

RESOLVED: That the City Administrator or his designee is authorized to enter into a grant agreement on with the United States Department of Homeland Security's, Federal Emergency Management Agency (FEMA) to accept \$169.679 in FY13 Port Security Grant Funding; and be it

FURTHER RESOLVED: That the City Administrator or his designee is authorized to accept and appropriate the federal fiscal year 2013 Port Security Grant Program (PSGP) grant allocation in the amount of one hundred sixty-nine thousand, six hundred and seventy-nine dollars (\$169,679) from the U.S. Department of Homeland Security; and

FURTHER RESOLVED: That the City Administrator or his designee is authorized to allocate from existing appropriation forty two thousand and four hundred and twenty dollars \$42,420 from its (General Purpose Fund) **1010.20411.PS17 Project To Be Determined (TBD) and 1010.107410. Project To Be Determined (TBD)** to satisfy the in-kind/cash match requirement; and

FURTHER RESOLVED: That the City Administrator or his designee is authorized to expend fiscal year 2013 PSGP grant funding up to the grant allocation amount even for those purchases in excess of the City Administrator's authority in Oakland Municipal Code Section 2.04.020 or that otherwise would require Council approval under Oakland Municipal Code Section 2.04.030, without further City Council review or action, including contracts involving the purchase of goods, material, equipment, services or combination thereof on the Federal 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/policies; and be it

FURTHER RESOLVED: That ongoing costs, such as maintenance for equipment or goods purchased with 2013 PSGP grant will be absorbed in each of the respective City of Oakland agencies' existing budget with no additional General Purpose fund appropriations; and be it

FURTHER RESOLVED: That the City Administrator or his designee is authorized to approve the preliminary spending plan; and be it

FURTHER RESOLVED: That all contracts 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 - BROOKS, GALLO, KAPLAN, KALB, MCELHANEY, REID, SCHAFF and PRESIDENT KERNIGHAN

NOES -

ABSENT -

ABSTENTION -

ATTEST:

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