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Amador Soto
City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 84525 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR HER DESIGNEE TO:

- 1) ENTER INTO AN URBAN AREA SECURITY INITIATIVE (UASI) GRANT ADMINISTRATION AGREEMENT WITH THE CITY AND COUNTY OF SAN FRANCISCO TO ACCEPT AND APPROPRIATE UP TO ONE MILLION FIVE HUNDRED DOLLARS (\$1,500,000) IN FISCAL YEAR 2013 UASI GRANT FUNDING; AND
- 2) ACCEPT, APPROPRIATE, AND ADMINISTER THE FY2013 UASI GRANT AND ALL PROGRAMS INCLUDED AS PART OF THE GRANT PERFORMANCE AND REQUIREMENTS IN ACCORDANCE TO THE PRELIMINARY SPENDING PLAN INCLUDING PURCHASES OF EQUIPMENT AND SERVICES IN EXCESS OF HER PURCHASING AUTHORITY WITHOUT FURTHER COUNCIL REVIEW AND ACTION FOR EQUIPMENT THAT IS ON THE FEDERALLY AUTHORIZED EQUIPMENT LIST (AEL) AND SERVICES REQUIRED BY THE GRANT PROVIDED THAT THE CITY BIDDING REQUIREMENTS, CONTRACTS AND PURCHASING PROGRAMS/POLICIES ARE FOLLOWED; AND
- 3) WAIVE THE CITY OF OAKLAND CENTRAL SERVICES OVERHEAD (CSO) FEES OF APPROXIMATELY THIRTY THOUSAND FIVE HUNDRED AND FIFTY DOLLARS (\$30,550) AFFILIATED WITH THE FY 2013 UASI GRANT

WHEREAS, on January 3, 2006, the Department of Homeland Security announced that the separate Urban Areas Security Initiative (UASI) entities including the cities of Oakland, San Francisco and San Jose would be consolidated into one Urban Area for purposes of the UASI Grants referred to as the Bay Area "UASI"; and

WHEREAS, the City of Oakland FY2013 UASI grant proposal was approved by the Bay Area UASI Approval Authority and the City of Oakland is being awarded a grant allocation of up to one million five hundred thousand dollars (\$1,500,000), for Fiscal Year (FY) 2013 UASI as part of an investment for the regional planning, training, exercises, equipment, interoperable communications projects and initiatives; and

WHEREAS, the City and County of San Francisco is the Fiscal Agent for the FY 2013 UASI grant award and an agreement with the City and County of San Francisco is required for the distribution, administration, and reimbursement of grant funds to the City of Oakland; and

WHEREAS, the grant funds will provide funding of up to \$550,000 for four and a half (4.5) full-time equivalent (FTE) positions for the Oakland Fire Department's Emergency Management Services Division, for the FY 2013 UASI grant period of January 1, 2014 through December 31, 2014, or until funding is exhausted; and

WHEREAS, the Fire Department, Emergency Management Services staffing is essential to ensure that Oakland is prepared for major terrorist incidents and natural disasters as well as to support the regional planning efforts and functions; and

WHEREAS, the FY 2013 UASI grant will also provide a grant subsidy for an existing Accountant III position in the Oakland Fire Department, Fire Administration staff will spend 10% of their time as a Resource Planner for the FY 2013 UASI grant program to assist in maximizing resources, budget and human capital; and

WHEREAS, Central Services Overhead (CSO) fees in the amount of approximately \$30,550 should be waived for the positions and any contract services that will be funded under this grant to ensure funding availability for grant expenses and to meet local grant concessions; and

WHEREAS, the grant designates that the amount of up to \$950,000 be expended for the purchase of specific equipment, supplies, and contracted services identified on the Federally Authorized Equipment List ("AEL"); and

WHEREAS, the grant designates that the amount of up to \$20,000 be expended for specific training, workshops and related travel costs and;

WHEREAS, some expenditures on the approved FY 2013 UASI spending plan may exceed the City Administrator's purchasing authority, which is \$100,000.00, \$50,000.00 or \$15,000.00 depending on the type of product or service under Oakland's Purchasing Ordinance, Oakland Municipal Code section 2.04.020; and

WHEREAS, staff recommends that the City Administrator or her designee be authorized to make all purchases and enter into contracts identified on the approved FY 2013 UASI spending plan without further review or action by the City Council, provided all such purchases and contracts are done in accordance with the City of Oakland purchasing and contracting requirements, policies, programs; and

WHEREAS, staff will provide informational reports to City Council on a quarterly basis as to all contracts and/or purchases made pursuant to this resolution in excess of one hundred thousand dollars (\$100,000); and

WHEREAS, ongoing costs, such as maintenance for equipment or goods purchased with the FY 2013 UASI grant will be absorbed by each respective City of Oakland agency's existing budget with no additional General Purpose Fund appropriation; and

WHEREAS, the City of Oakland is committed to cooperating with our regional partners to detect, prevent, prepare for, respond to, and recover from human-caused and natural disasters and to effectively carry out the programs of the FY 2013 UASI grant and to sustain programs made with previous years' UASI grants; now, therefore be it

RESOLVED: That the City Council authorizes the City Administrator or her designee to enter into the Bay Area UASI Grant Administration Agreement with the City and County of San Francisco for up to one million five hundred thousand dollars (\$1,500,000) for FY2013 UASI Grant funds; and be it

FURTHER RESOLVED: That the City Administrator or her designee is authorized to accept and appropriate said FY2013 UASI Grant funds into U.S. Department of Homeland Security Fund (2123), Emergency Management Services Division Organization (20711), a grant project to be determined, and Emergency Management Services/Homeland Security Program (PS21); and be it

FURTHER RESOLVED: That the City Administrator or her designee is authorized administer said funds and to approve the preliminary spending plan and that the spending plan includes allocations for four and a half (4.5) full-time equivalent (FTE) positions, a 10% offset for one Accountant III position, for the FY2013 UASI grant period of January 1, 2014 through December 30, 2014, or until the grant funding is exhausted; and be it

FURTHER RESOLVED: That City of Oakland Central Services Overhead fees in the amount of \$30,550 are hereby waived for the US Department of Homeland Security Fund 2123 to ensure availability for grant expenses and to meet local grant guidelines; and be it

FURTHER RESOLVED: That the City of Oakland administrative fees such as central stores and contract assessment fees are hereby waived for the US Department of Homeland Security Fund 2123 to ensure availability for grant expenses and to meet local grant guidelines; and be it

FURTHER RESOLVED: That ongoing costs, such as maintenance for equipment or goods purchased with the FY2013 UASI grant will be absorbed in each of the respective City of Oakland agencies' existing budget with no additional General Purpose Fund appropriation; and

FURTHER RESOLVED: That the City Administrator or her designee is authorized to make all purchases of equipment and services identified on the FY 2013 UASI spending plan without further review or action by the City Council, including purchases that exceed the City Administrator's purchasing and contracting authority under Oakland Municipal Code section 2.04.020, provided all such purchases and contracts are done in accordance with City of Oakland purchasing and contracting requirements, policies, and programs; and be it

FURTHER RESOLVED: That the City Administrator or her designee will provide informational reports to the City Council on a quarterly basis as to all contracts and/or purchases made pursuant to this resolution in excess of one hundred thousand dollars (\$100,000); and

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, JUL 16 2013

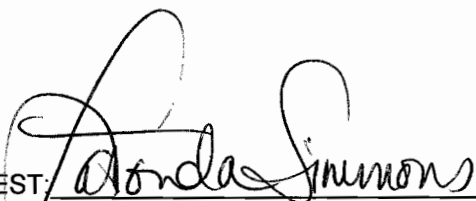
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF and PRESIDENT KERNIGHAN - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST: 
LaTonda Simmons