



AGENDA REPORT

TO: Sabrina B. Landreth
City Administrator

FROM: Teresa Deloach Reed
Fire Chief

SUBJECT: Vegetation Management Plan
Consulting Contract

DATE: June 20, 2016

City Administrator Approval

Date:

6/29/16

RECOMMENDATION

Staff Recommends That The City Council Adopt A Resolution:

Authorizing The City Administrator To Negotiate And Enter Into A Professional Services Agreement With Horizon Water And Environment, LLC, For Three (3) Years In An Amount Not To Exceed Six Hundred and Fifty Thousand Dollars (\$650,000.00) For Services Relating To The Development Of A Vegetation Management Plan And Accompanying California Environmental Quality Act (CEQA) Documentation For The Oakland High Fire-Severity Zone/Wildland Urban Interface ("WUI") Areas, With The Option To Increase The Contract Amount For Additional Services, Without Return To Council, Based On Availability Of Project Funds.

EXECUTIVE SUMMARY

Approval of this resolution will enable the City to prepare a Vegetation Management Plan and required California Environmental Quality Act (CEQA) documents for the Oakland High Fire-Severity Zone/Wild Land Urban Interface (WUI) areas. The Plan is needed to help the City develop a comprehensive set of goals, policies and actions to address the risk of wildfires in the Oakland Hills.

The consultant team, led by Horizon Water and Environment, LLC ("Horizon"), was identified through a competitive Request for Qualifications (RFQ) process and was selected based on their technical expertise, fee structure, references, and interview responses. Horizon is a City of Oakland Small/Local Business Enterprise (S/LBE); therefore, the consultant team does meet the City's S/LBE requirements.

BACKGROUND / LEGISLATIVE HISTORY

The severity and repetitive nature of wildfires in the East Bay Hills and the proximity of residential areas to open spaces that are susceptible to fires underscores the need for the City of Oakland to adopt and implement a Vegetation Management Plan. Fire hazard severity mapping prepared by the California Department of Forestry and Fire Protection (Cal Fire)

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indicates that most of the undeveloped areas in the East Bay Hills are in the zone where wildfire risks are most severe. These areas have hot and dry fall seasons, wind-conductive topography, flammable vegetation, dense development, and limited accessibility for firefighting. The East Bay Hills are subject to hot, dry winds from the northeast that can drive a wildfire from the regional parks and other open space areas into residential areas. Additionally, the area has been affected by severe drought conditions for the past four years. The drought has, and will have, critical impacts on trees and vegetation in this wildfire zone.

The Wildfire Prevention Assessment District (WPAD) was established in 2004 through Council Resolution No. 78305 C.M.S. which identified and designated the high fire severity zones of the Oakland Hills, and created the WPAD Advisory Board. The WPAD Advisory Board is comprised of Oakland residents that are appointed by the City Council and the Mayor's Office, and subsequently confirmed by Council, to provide oversight and recommendations for programs/projects and funding allocations. The City Councilmember for each of the four (4) Council Districts that comprise the WPAD (Council Districts 1, 4, 6 and 7) appoints two (2) members; the At-Large Councilmember appoints one (1) member and the Mayor appoints two (2) members. All Advisory Committee members must live in the WPAD.

In order to provide funding for vegetation management and mitigation programs/services specific to the WPAD, a parcel assessment on properties located within the designated WPAD was approved by voters in 2004. The assessment resulted in an annual WPAD budget with expenditure line items recommended and approved by the WPAD Advisory Board in conjunction with the Oakland Fire Department (OFD), to be used for vegetation management and mitigation programs/services. All line item expenditures are subject to the City of Oakland policies and procedures including final budget review and approval.

On February 21, 2006 Council adopted a Resolution No. 79731 C.M.S. authorizing the City Administrator to apply for, accept and appropriate up to three million dollars (\$3,000,000) of 2006 Federal Emergency Management Agency (FEMA) Pre-Disaster Mitigation (PDM) Grant Funds for the Oakland Regional Fuel Management Project (**Attachment A**). On June 2, 2015, Council adopted Resolution No. 85639 C.M.S. amending Resolution No. 79731 C.M.S., and increasing the award to four million dollars (\$4,000,000) (**Attachment B**). An estimate of the project cost and allocations associated with the FEMA grant is provided as **Attachment C**.

The City of Oakland must continue to meet guidelines set by the FEMA PDM Grant which requires a CEQA analysis to be conducted for the two (2) project areas consisting of 66.6 acres along Skyline Blvd and 53.3 acres along the Caldecott Tunnel (North Oakland Sports Field). The implementation projects in these areas are intended to reduce heavy fuel loads and enhance strategic fuel breaks and defensible space.

In addition, in the City's fiscal year 2015-17 Adopted Policy Budget, the City Council approved five hundred thousand dollars (\$500,000) in one time funds to continue the programs permitted under the WPAD and to support the development of the Vegetation Management Plan..

Geographic Sub Areas: The Plan will consider the need for specific policies and practices within various geographic sub-areas throughout the WPAD. Preliminarily, the City has identified the following sub-areas to give the responding firms a sense of the possible scope of the Plan.

Beaconsfield Canyon - 4.37 acres	North Oakland Sports Field - 53.62 acres *
Dimond Canyon Park - 77.06 acres	Oak Knoll Redevelopment - 4.7 acres
Dunsmuir House & Gardens - 63.94 acres	Sheffield Village Open Space - 171.42 acres
Garber Park - 13.82 acres	Shepherd Canyon Park & Montclair RR Trail - 34 acres
Joaquin Miller Park - 427.03 acres	Montclair Park - 16.06 acres
King Estates Park - 79.8 acres	Small areas such as median strips and right of ways to be dealt with collectively
Knowland Park - 454.94 acres	Area between Sheridan Road & Highway 13
London Road - 10 acres	Major Egress & Ingress Routes
Skyline Blvd Open Space (between Grizzly Peak Blvd. & Tunnel Road) - 66.6 acres *	

**Covered by FEMA Grant*

ANALYSIS AND POLICY ALTERNATIVES

The purpose of the Vegetation Management Plan is to identify strategies to reduce the fire risk in the Oakland Hills, taking into consideration public safety, environmental impacts and benefits, and protection of private and public property. The Plan must identify approaches that optimize a combination of various service delivery alternatives (e.g. city and contract crews, goat contracts, volunteer labor). Given these objectives, staff recommends that the City develop a ten (10) year Vegetation Management Plan and accompanying CEQA assessment for the Oakland high fire severity zone and WUI areas, that shall also include an analysis of two (2) project areas identified as part of the City's FEMA PDM Grant.

The Vegetation Management Plan must be developed with substantial community input including but not limited to immediate neighbors to defined sub-areas in the plan, formal and informal park steward volunteer groups, wildfire prevention advocates and others including community members living within the WPAD. Plan development and adoption is expected to occur over a three (3) year time period.

The Plan Scope of Services will include:

1. Preparation of a Vegetation Management Plan for the Oakland WUI.
 - a. The process to develop the Plan will include conducting biological surveys, preparing a fuels assessment, and formulating fuel reduction policies and vegetation management options for the Plan area, and the geographic subareas, such as:
 - i. Fuel Breaks;
 - ii. Tree removal, thinning and/or limbing;
 - iii. Flash fuel brush removal; and
 - iv. Goat grazing.
2. CEQA compliance and document preparation.
 - a. The process to develop a CEQA document will include preparation of an Initial Study, draft and final Environmental Impact Reports (EIRs), and required notices.
3. Development and implementation of a public engagement plan to inform and encourage community involvement in the preparation of the Vegetation Management Plan.
4. Project management of the activities described above.

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Selection Process

The selection process for the proposed professional services agreement with Horizon Water and Environment, LLC was conducted in accordance with Oakland Municipal Code (OMC) 2.04.051. On March 9, 2016 the City did issue a Request for Qualifications (RFQ) that was publicized according to the standard City process, including electronic notices through i-Supplier and advertisements in the East Bay Times.

The Oakland Fire Department (OFD) received one (1) response to the RFQ. The response was evaluated by OFD, Information Technology Department (ITD) and Planning Bureau staff, and members of the WPAD Advisory Board. The reviewers concluded that the consultant team led by Horizon was qualified to perform the services as specified in the RFQ, and invited the firm for an interview. Interviews were conducted on June 3 and 17, 2016. The interview panel consisted of staff from the OFD, ITD, and Planning and Building Department.

The scope of services to be performed by Horizon and members of the project team includes a methodology and approach to assess the fire risk and hazards of areas within the wildland urban interface of the City of Oakland, the preparation of an environmental assessment per CEQA, and assistance with community engagement and outreach.

FISCAL IMPACT

Approval of this resolution will authorize the City Administrator to negotiate and execute a professional services agreement in the amount up to six hundred and fifty thousand dollars (\$650,000.00) with Horizon and its subcontractors. Resolution No. 85639 C.M.S. authorized acceptance and appropriation of the 2006 FEMA PDM Grant as outlined below:

FEMA Pre-Disaster Mitigation	Costs
Oakland Federal Share	\$2,648,490
Oakland Match Requirement	\$882,830
EBRPD Federal Share	\$351,510
EBRPD Match Requirement	\$117,170
Total Project Cost	\$4,000,000

All funding sources available for this project are summarized below:

- 2006 FEMA Pre-Disaster Mitigation Grant, Fund 2124, Org. 20311, Account 5xxxx, Project G493410, Program PS23 (\$2,648,400);
- Fire Suppression Assessment District, Fund 2320, Org. 20311, Account 5xxxx, Project G493420, Program PS23 (\$453,721.50);
- Wildfire Prevention Assessment District (WPAD), Fund 2321, Org. 20311, Account 5xxxx, Project G493430, Program PS23 (\$428,108.50); and
- Wildfire Prevention Assessment District (WPAD), Fund 2321, Org. 20311, Account 5xxxx, Project A497410, Program PS23 (\$500,000.00).

A breakdown of the appropriated project funding sources is as follows:

Fund Source	Organization	Account	Project	Program	Amount
FEMA (2124)	Fire Marshal's Office (20311)	TBD (5xxxx)	2006 Pre-Disaster Mitigation Grant (G493410)	Fire Prevention Bureau (PS23)	\$112,500.00
Fire Suppression Assessment District (2320)	Fire Marshal's Office (20311)	TBD (5xxxx)	Federal Match of FEMA PDM Grant (G493420)	Fire Prevention Bureau (PS23)	\$37,500.00
Wildfire Prevention Assessment District (2321)	Fire Marshal's Office (20311)	TBD (5xxxx)	Vegetation Management Plan (A497410)	Fire Prevention Bureau (PS23)	\$500,000.00
TOTAL					\$650,000.00

A breakdown of the project costs is to be determined pending the outcome of negotiations with Horizon.

PUBLIC OUTREACH / INTEREST

The selection processes for the professional services agreement was conducted in accordance with Oakland Municipal Code (OMC) 2.04.051. The RFQ was issued on March 9, 2016, and were publicized according to the standard City process, including electronic notices through i-Supplier and advertisements in the East Bay Times.

COORDINATION

In designing the RFQ and evaluating the consultant team, the Oakland Fire Department, Fire Prevention Bureau consulted with the Planning Department, Information Technology Department, the City Attorney's Office, and the Contracts & Compliance Division of the City Administrator's Office. The Controller's Office reviewed the proposed contract for fiscal impacts.

PAST PERFORMANCE, EVALUATION AND FOLLOW-UP

Previous projects completed by Horizon Water and Environment, LLC were satisfactory, and met staff's expectations for contractor performance. Recently, Horizon has provided on-call environmental consulting services to the City of Oakland. In 2010-12 the firm worked on the addendum to the Oakland Army Base EIR.

SUSTAINABLE OPPORTUNITIES

Economic: Wildfires pose an economic impact to the residents and businesses in the City of Oakland. Therefore, efforts by the City to mitigate and reduce fire risk will increase the City's economic resiliency. Additionally, the completion of this project will provide for local contractors to compete for contracts to perform needed services, thereby contributing to the local workforce and economy.

Environmental: All work performed within the scope of this project will comply with local, state, and federal environmental requirements.

Social Equity: The Plan would facilitate the creation of fuel/fire breaks that would slow the spread of fire, therefore decreasing the risk of life and property loss throughout the City of Oakland, in the event of a wildfire.

CEQA

The City Council's action to authorize the professional services agreement is exempt from CEQA pursuant to CEQA Guidelines sections 15061(b)(3) (General Rule), 15183 (Projects Consistent with a Community Plan, General Plan, or Zoning), 15262 (Feasibility and Planning Studies), 15269 (Emergency Projects), 15306 (Information Collection), 15307 (Actions by Regulatory Agencies for Protection of Natural Resources), 15308 (Actions by Regulatory Agencies for the Protection of the Environment), and 15378(b)(4) (Other Government Fiscal Activities), each of which provides a separate and independent basis for CEQA clearance and when viewed collectively provide an overall basis for CEQA clearance. Furthermore, the Council's action will allow CEQA analysis to be performed on the Vegetation Management Plan.

ACTION REQUESTED OF THE CITY COUNCIL

Staff recommends that City Council adopt a resolution authorizing the City Administrator, or designee, to negotiate and enter into a professional services agreement with Horizon Water And Environment, LLC, for three (3) years in an amount not to exceed six hundred and fifty thousand dollars (\$650,000.00) for services relating to the development of a Vegetation Management Plan and accompanying California Environmental Quality Act (CEQA) documentation for the Oakland High Fire-Severity Zone/Wild Land Urban Interface ("WUI") areas with the option to increase the contract amount for additional services, without returning to Council, based on availability of project funds.

For questions regarding this report, please contact Angela Robinson Piñon, Chief of Staff to the Fire Chief, at (510) 238-4055.

Respectfully submitted,



Teresa DeLoach Reed
Fire Chief

Reviewed by:

Trinette Gist Skinner
Fire Division Manager
Oakland Fire Department

Darin Ranelletti
Deputy Director/Planning Manager
Planning and Building Department

Prepared by:

Angela Robinson Piñon
Assistant to the Director
Oakland Fire Department

Attachments (3):

- A: Resolution No. 79731 C.M.S. to Accept PDM Grant
- B: Resolution No. 85639 C.M.S. Amending Resolution No. 79731
- C: Cost Estimate 2006 FEMA PDM Grant

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Approved for Form and Legality:

Wendy M. Moore
Office of the City Attorney

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:

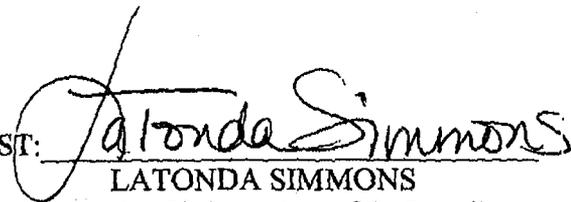
AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID AND
PRESIDENT DE LA FUENTE - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:



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

Annals Smith
City Attorney

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2015 MAY 14 PM 6:09

OAKLAND CITY COUNCIL

RESOLUTION NO. 85639 C.M.S.

RESOLUTION AMENDING RESOLUTION NO. 79731 C.M.S. BY AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT, AND APPROPRIATE UP TO FOUR MILLION DOLLARS (\$4,000,000) IN 2006 FEDERAL EMERGENCY MANAGEMENT AGENCY PRE-DISASTER MITIGATION GRANT FUNDS FOR THE OAKLAND REGIONAL FUEL MANAGEMENT PROJECT, EXTEND THE PROJECT TIMELINE TO TEN (10) YEARS, AND INCREASE OAKLAND'S MATCHING FUND REQUIREMENT

WHEREAS, the Oakland Regional Fuel Management project is in alignment with the goals outlined 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 of 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 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, in 2006 City Council, via Resolution number 79731 authorized 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; and

WHEREAS, since the time of the original grant application and approval of Resolution No. 79731 C.M.S., UC Berkeley was eliminated as a sub-grantee on this grant project. Due to this ruling by FEMA, Oakland was awarded UC Berkeley's portion of the grant in the amount of \$661,619 and will absorb UC Berkeley's match requirement of \$220,550 increasing Oakland's grant award from \$1,986,871 to \$2,648,490 and the match amount from \$662,280 to \$882,830; and

WHEREAS, the City of Oakland is the lead agency and there is a local match requirement in the amount of one million dollars (\$1,000,000) and the partners have agreed that based on the size and scope of their individual projects, the City of Oakland will contribute eight hundred eighty-two thousand eight hundred thirty dollars (\$882,830), and the East Bay Regional Park District will contribute one hundred seventeen thousand one hundred seventy dollars (\$117,170) toward 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 one million dollars (\$1,000,000) and will execute an agreement with the East Bay Regional Park District to secure the matching grant contribution; and

WHEREAS, the City is required to comply with the National Environmental Protection Act (NEPA), Oakland 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 hereby approves the acceptance and appropriation of up to four million dollars (\$4,000,000) in 2006 Federal Emergency Management Agency Pre-Disaster Mitigation grant funds for the Oakland Regional Fuel Management Project and extend the project timeline to ten years; and be it

FURTHER RESOLVED: That the City Administrator is authorized to increase the share of Oakland's grant matching fund requirement to eight hundred eighty-two thousand eight hundred thirty dollars (\$882,830); and be it

FURTHER RESOLVED: That the City Council's action to apply for, accept, and appropriate the grant funds is exempt from CEQA pursuant to CEQA Guidelines sections 15061(b)(3) (General Rule), 15183 (Projects Consistent with a Community Plan, General Plan, or Zoning), 15262 (Feasibility and Planning Studies), 15269 (Emergency Projects), 15301 (Existing Facilities), 15304 (Minor Alterations to Land), 15306 (Information Collection), 15307 (Actions by Regulatory Agencies for Protection of Natural Resources), 15308 (Actions by Regulatory Agencies for the Protection of the Environment), and 15378(b)(4) (Other Government Fiscal Activities), each of which provides a separate and independent basis for CEQA clearance and when viewed collectively provide an overall basis for CEQA clearance; and be it

FURTHER RESOLVED: That this action does not constitute an approval of the scope of work being funded by the FEMA grant or authorization to commence the scope of work, and subsequent approval of the scope of work by the City is subject to CEQA. The scope of work being funded by the FEMA grant requires additional environmental analysis pursuant to CEQA; after completion of such additional environmental analysis, the scope of work shall return to the City Council for its consideration for adoption and approval. The City reserves all of its rights and duties under CEQA with respect to the scope of work being funded by the FEMA grant, including without limitation, the authority to do any and all of the following: (a) prepare an environmental study evaluating the impacts of the scope of work being funded by the FEMA grant, feasible alternatives to the scope of work, and feasible mitigation measures; (b) adopt any feasible alternatives and/or feasible mitigation measures to lessen any significant environmental impacts resulting from the scope of work; (c) determine that any significant environmental impacts of the scope of work that cannot be mitigated are acceptable due to project benefits overriding any significant unavoidable impacts; and/or (d) decide to modify or deny its approval of the scope of work, and not to proceed with the scope of work being funded by the FEMA grant, due to the results/findings of the CEQA process; and be it

View Cost Estimate

300.2 - Vegetation Management - Wildfire

Federal Share: \$ 3,000,000.00

Item Name	Grant Budget Class	Subgrant Budget Class	Requested Cost (\$)	Approved Cost (\$)
<u>Pre-Award Costs (Oakland)</u>	Contractual	Other (Costs associated with EIS)	\$ 150,171.00	\$ 150,171.00
<u>Project Pre Planning (Oakland)</u>		Contractual	\$ 140,000.00	\$ 140,000.00
<u>Environmental Compliance (Oakland)</u>		Contractual	\$ 150,000.00	\$ 150,000.00
<u>Contract Planning (Oakland)</u>		Contractual	\$ 65,000.00	\$ 65,000.00
<u>Construction, tree removal operations (Oakland)</u>		Contractual	\$ 2,792,884.00	\$ 2,792,884.00
<u>Project close out (Oakland)</u>		Contractual	\$ 50,000.00	\$ 50,000.00
<u>Photo Documentation Success Story (Oakland)</u>		Contractual	\$ 25,000.00	\$ 25,000.00
<u>Project Management (Oakland)</u>		Contractual	\$ 158,264.98	\$ 158,264.98
<u>Project Pre Planning (EBRPD)</u>		Personnel	\$ 3,400.00	\$ 3,400.00
<u>Environmental Compliance (EBRPD)</u>		Personnel	\$ 28,800.00	\$ 28,800.00
<u>Contract Planning (EBRPD)</u>		Personnel	\$ 20,400.00	\$ 20,400.00
<u>Construction - Tree, Brush Removal (EBRPD)</u>		Contractual	\$ 376,180.02	\$ 376,180.02
<u>Project Close out (EBRPD)</u>		Personnel	\$ 3,400.00	\$ 3,400.00
<u>Photo Documentation (EBRPD)</u>		Personnel	\$ 9,300.00	\$ 9,300.00
<u>Project Management (EBRPD)</u>		Personnel	\$ 27,200.00	\$ 27,200.00
			Total Cost	\$ 4,000,000.00
			Requested Amount	Approved Amount
Total Project Cost			\$ 4,000,000.00	\$ 4,000,000.00



OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH HORIZON WATER AND ENVIRONMENT, LLC, FOR THREE YEARS IN AN AMOUNT NOT TO EXCEED SIX HUNDRED AND FIFTY THOUSAND DOLLARS (\$650,000.00) FOR SERVICES RELATING TO THE DEVELOPMENT OF A VEGETATION MANAGEMENT PLAN AND ACCOMPANYING CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) DOCUMENTATION FOR THE OAKLAND HIGH FIRE-SEVERITY ZONE/WILD LAND URBAN INTERFACE (“WUI”) AREAS, WITH THE OPTION TO INCREASE THE CONTRACT AMOUNT FOR ADDITIONAL SERVICES, WITHOUT RETURN TO COUNCIL, BASED ON AVAILABILITY OF PROJECT FUNDS

WHEREAS, the proposed Vegetation Management Plan for the Oakland High Fire-Severity Zone/Wild Land Urban Interface areas is in alignment with the goals outlined 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 of lives and property as a result of wild land fires; and

WHEREAS, on December 5, 2014, after a lengthy environmental review process, the Federal Emergency Management Agency (FEMA) published the final Environmental Impact Statement relating to the East Bay Hills Wildfire Risk Reduction grant applications; and

WHEREAS, on March 5, 2015, FEMA published the Record of Decision for East Bay Hills Wildfire Risk reduction projects, which documents FEMA’s decision to proceed with the proposed action, which constitutes vegetation management work, and recommends funding certain grant applications for geographic sub-areas in the City of Oakland; and

WHEREAS, on June 2, 2015, by Resolution No. 85639 C.M.S., the City Council authorized the City Administrator to apply for, accept, and appropriate up to \$4 Million in 2006 Federal Emergency Management Agency Pre-Disaster Mitigation Grant Funds for the Oakland Regional Fuel Management Project; 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, FEMA may release partial grant funds for environmental clearance, and the City may accept such funds, to pay for the portion of the CEQA studies that cover the FEMA work. Monies to cover the Vegetation Management Plan and portions of the CEQA studies beyond the FEMA work would need to come from the Wildfire Prevention Assessment District or other funding mechanisms; and

WHEREAS, approval of the agreement will enable the City to prepare a Vegetation Management Plan and required CEQA documents for the Oakland High Fire Severity Zone/Wild Land Urban Interface areas; and

WHEREAS, the City Council finds that the City lacks qualified personnel to perform the necessary work and that the performance of this contract is in the public interest because of economy or better performance; and

WHEREAS, through the City's competitive Request for Qualifications process in accordance with Oakland Municipal Code § 2.04.051 for professional consulting services to develop a Vegetation Management Plan, one firm was identified as the most responsive and qualified consultant team to provide the desired professional services described herein; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that the agreement directly or indirectly supports the City Council goal to "Develop a Sustainable City"; and

WHEREAS, the City Council finds that the agreement shall not result in the loss of employment or salary by any person having permanent status in the competitive service; and

WHEREAS, the funding for all contractual expenditure allocations shall be expensed to one or more of the following accounts: 2006 FEMA Pre-Disaster Mitigation Grant, Fund 2124, Org. 20311, Account 5xxxx, Project G493410, Program PS23, Fire Suppression Assessment District, Fund 2320, Org. 20311, Account 5xxxx, Project G493420, Program PS23, Wildfire Prevention Assessment District (WPAD), Fund 2321, Org. 20311, Account 5xxxx, G493430, Program PS23, Wildfire Prevention Assessment District (WPAD), Fund 2321, Org. 20311, Account 5xxxx, A497410, Program PS23; and

WHEREAS, the City is required to comply with the National Environmental Policy Act (NEPA) and 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 finds and determines the foregoing recitals to be true and correct and hereby adopts and incorporates them into this Resolution as findings and determinations of the City Council; and be it

FURTHER RESOLVED: That pursuant to Oakland Municipal Code §2.04.051 and for the reasons stated above and in the accompanying Agenda Report dated June 20, 2016, the City Administrator or designee is hereby authorized to enter into a contract for specialized professional services needed to develop a Vegetation Management Plan and accompanying CEQA documents with Horizon Water and Environment, LLC in an amount not to exceed six hundred and fifty thousand dollars (\$650,000.00) over the next three (3) years, with the option to increase the contract amount for additional services based on availability of project funds, and to complete all required negotiations, certifications, assurances and documentation required to accept, modify extend and/or amend the contract, and to increase the contract amount as appropriate without return to council; and be it

FURTHER RESOLVED: That project funding for all contractual expenditure allocations shall be expensed to one or more of the following accounts: 2006 FEMA Pre-Disaster Mitigation Grant, Fund 2124, Org. 20311, Account 5xxxx, Project G493410, Program PS23, Fire Suppression Assessment District, Fund 2320, Org. 20311, Account 5xxxx, Project G493420, Program PS23, Wildfire Prevention Assessment District (WPAD), Fund 2321, Org. 20311, Account 5xxxx, G493430, Program PS23, Wildfire Prevention Assessment District (WPAD), Fund 2321, Org. 20311, Account 5xxxx, A497410, Program PS23; and be it

FURTHER RESOLVED: That the City Council's action to authorize this agreement is exempt from CEQA pursuant to CEQA Guidelines sections 15061(b)(3) (General Rule), 15183 (Projects Consistent with a Community Plan, General Plan, or Zoning), 15262 (Feasibility and Planning Studies), 15306 (Information Collection), 15307 (Actions by Regulatory Agencies for the Protection of Natural Resources), 15308 (Actions by Regulatory Agencies for the Protection of the Environment), and 15378(b)(4) (Other Government Fiscal Activities), each of which provides a separate and independent basis for CEQA clearance and when viewed collectively provide an overall basis for CEQA clearance; and be it

FURTHER RESOLVED: That the contract shall be approved for form and legality by the City Attorney and copies shall be kept on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID, AND PRESIDENT GIBSON MCELHANEY

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

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