

1 [Accept and Expend Grant - FY2011 Urban Areas Security Initiative Grant - \$35,546,960]

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3 **Ordinance authorizing the Department of Emergency Management, on behalf of the**  
4 **City and County San Francisco, as the primary grantee for the combined Bay Area**  
5 **Urban Area and as the fiscal agent for the Urban Areas Security Initiative Approval**  
6 **Authority (UASI), to retroactively accept and expend a UASI grant in the amount of**  
7 **\$35,546,960 from the United States Department of Homeland Security, through the**  
8 **California Emergency Management Agency; and amending Ordinance No. 146-11**  
9 **(Annual Salary Ordinance, FY 2011-2012) to reflect the addition of one grant-funded**  
10 **position in the Police Department, as follows: one position (.33 FTE) in Class 1824**  
11 **Principal Administrative Analyst.**

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13 Note: Additions are *single-underline italics Times New Roman*;  
14 deletions are ~~*strikethrough italics Times New Roman*~~.  
15 Board amendment additions are double underlined;  
16 Board amendment deletions are ~~strikethrough normal~~.

16 Be it ordained by the People of the City and County of San Francisco:

17 Section 1. Findings.

18 (a) Urban Areas Security Initiative (“UASI”) Program. The United States Department of  
19 Homeland Security (“DHS”) has a Homeland Security Grant Program, which includes the  
20 UASI Program. The UASI Program addresses the unique planning, equipment, training, and  
21 exercise needs of high-threat, high-density Urban Areas, and assists those areas in building  
22 an enhanced and sustainable capacity to prevent, protect against, respond to, and recover  
23 from threats and acts of terrorism. DHS distributes UASI grant funds to recipient jurisdictions  
24 in California through the California Emergency Management Agency (CalEMA), which  
25 administers the UASI Program within the State.

1 (b) Bay Area Urban Area. Since fiscal year 2006-2007, DHS has combined the three  
2 separate Urban Areas of the City and County of San Francisco, the City of Oakland, and the  
3 City of San Jose into a single, combined "Bay Area Urban Area" for application, allocation and  
4 distribution of UASI grant funds. The Bay Area Urban Area includes the ten contiguous Bay  
5 Area counties and other governmental entities within those counties. The Bay Area Urban  
6 Area is one of seven "Tier 1" Urban Areas in the Nation.

7 (c) Urban Area Working Group ("UAWG") Requirement. For the UASI Program, DHS  
8 requires each Urban Area receiving funds to establish an UAWG to act as an executive  
9 steering committee, provide overall governance and coordinate development and  
10 implementation of all UASI Program initiatives within the applicable region, and ensure that all  
11 UASI program requirements are fulfilled.

12 (d) UASI Approval Authority. Beginning in fiscal year 2006-2007, the City and County  
13 of San Francisco, the City of Oakland, the City of San Jose, Alameda County, and Santa  
14 Clara County committed to cooperate in applying for, allocating and distributing UASI grant  
15 funds. Those jurisdictions entered a Memorandum of Understanding ("MOU") setting forth  
16 their agreements regarding the Bay Area Urban Area's mission, governance and reporting  
17 structures, responsibilities, and financial arrangements, and establishing processes and  
18 mechanisms to use in applying for, allocating and distributing UASI grant funds for the Bay  
19 Area Urban Area. The MOU created the UASI Approval Authority, comprised of  
20 representatives from the City and County of San Francisco, the City of Oakland, the City of  
21 San Jose, Alameda County, and Santa Clara County, and also created an Advisory Group  
22 and a UASI Management Team, with working groups, to support and assist the Approval  
23 Authority. DHS and CalEMA approved the Approval Authority and related layers of  
24 governance structure as the UAWG for the Bay Area Urban Area. The parties entered into an  
25 updated MOU effective July 1, 2007, which continued the UASI Approval Authority and UASI

1 Management Team structure. DHS and CalEMA approved that governance structure as the  
2 UAWG for the Bay Area Urban Area in fiscal years 2007-2008, 2008-2009, 2009-2010 and  
3 2010-2011. The Board of Supervisors approved amendments to extend the term of that  
4 updated MOU, to permit the parties to negotiate a successor MOU, in Resolutions No. 111-  
5 11, File No. 110078 and No. 239-11, File No. 110603. The City and County of San Francisco  
6 finalized a successor MOU dated December 1, 2011 with the Cities of Oakland and San Jose  
7 and the Counties of Alameda, Contra Costa, Marin, Monterey, San Mateo, Santa Clara and  
8 Sonoma, and the Board of Supervisors approved that MOU in Resolution No. 478-11, File No.  
9 111053. Under the successor MOU, the UASI Approval Authority is now an eleven member  
10 body, comprised of two representatives from San Francisco and one representative from each  
11 of the other jurisdictions that is party to the successor MOU. DHS and CalEMA approval of  
12 this reconstituted Approval Authority as the UAWG for the Bay Area Urban Area for fiscal year  
13 2011-2012 is pending.

14 (e) Methodology for allocating funds; San Francisco as primary grantee and fiscal  
15 agent for UASI Approval Authority. The UASI Approval Authority makes decisions regarding  
16 allocation of UASI funds throughout the Bay Area Urban Area. The City and County of San  
17 Francisco is the primary grantee of UASI funds for the Urban Area and serves as the fiscal  
18 agent for the Approval Authority. San Francisco disburses funds to jurisdictions in the Bay  
19 Area Urban Area pursuant to the Approval Authority's direction.

20 (f) The City and County of San Francisco has participated in federal and state  
21 homeland security grant programs since their inception, and deems participation in those  
22 programs as vital to the continued well-being of its citizens.

23 (g) Fiscal Year 2011 UASI Grant Award, Use of UASI Funds. The DHS awarded the  
24 Bay Area Urban Area \$35,546,960 in UASI grant funds for Fiscal Year 2011. Regionally, the  
25 grant funds will be used to purchase equipment and conduct planning, training and exercise

1 activities, as described more fully in the materials on file with the Clerk of the Board of  
2 Supervisors in File No. 120321, which are hereby declared to be a part of this ordinance as if  
3 set forth fully herein. The grant does not include any provisions for indirect costs.

4 (h) The City and County of San Francisco intends to use a portion of its share of the  
5 UASI grant funds to continue funding certain existing positions and to create one new grant-  
6 funded position within the City and County, at the Police Department.

7 (i) The performance period for the FY11 UASI grant is from November 17, 2011  
8 through April 30, 2014.

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10 Section 2. Authorization to Accept and Expend Grant Funds.

11 (a) The Board of Supervisors hereby authorizes the Department of Emergency  
12 Management to retroactively accept and expend, on behalf of the City and County of San  
13 Francisco, as the primary grantee of UASI funds for the Bay Area Urban Area and as the  
14 fiscal agent for the UASI Approval Authority, \$35,546,960 in UASI grant funds for fiscal year  
15 2011 from the DHS, through the CalEMA.

16 (b) The grant does not include any provisions for indirect costs, and indirect costs are  
17 hereby waived.

18 (c) The Executive Director of the Department of Emergency Management, or designee,  
19 is authorized to furnish whatever additional information or assurances the DHS or CalEMA  
20 may request in connection with this grant, to execute any and all agreements or other  
21 documents, and to take any other steps necessary to accept, distribute and expend the grant  
22 funds.

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1 Section 3. Grant Funded Positions; Amendment to FY 2011-2012 Annual Salary  
 2 Ordinance. The hereinafter designated sections and items of Ordinance No. 146-11 (Annual  
 3 Salary Ordinance, FY 2011-2012) are hereby amended to add one position at the Police  
 4 Department as follows:

5 Department: POL Police Department  
 6 Program: BIV  
 7 Subfund: 2SPPFHLS  
 8 Index Code: 380765

Amendment	# of Pos.	Class and Item No.	Compensation Schedule
<i>Add</i>	<i>.33 FTE</i>	<i>1824 Principal Administrative Analyst</i>	<i>\$3,327B\$4,044</i>

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APPROVED AS TO FORM:  
 DENNIS J. HERRERA, City Attorney

APPROVED AS TO CLASSIFICATION:  
 DEPARTMENT OF HUMAN RESOURCES

By: \_\_\_\_\_  
 KATHARINE HOBIN PORTER  
 Deputy City Attorney

By: \_\_\_\_\_  
 MICKI CALLAHAN, Director  
 Department of Human Resources

RECOMMENDED:  
  
 \_\_\_\_\_  
 ANNE KRONENBERG, Executive Director  
 Department of Emergency Management

\_\_\_\_\_  
 EDWIN LEE  
 Mayor

\_\_\_\_\_  
 BEN ROSENFELD  
 Controller