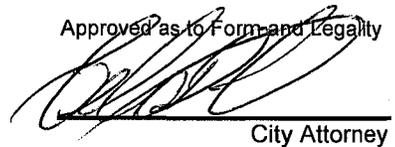


FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL


City Attorney2015 JUL 16 RESOLUTION No. 85767 - C.M.S.

RESOLUTION WAIVING THE REQUEST FOR PROPOSALS/QUALIFICATIONS ("RFP/Q") REQUIREMENT AND AUTHORIZING THE CITY ADMINISTRATOR, OR HER DESIGNEE, TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH ENERGY SOLUTIONS, IN AN AMOUNT OF ONE HUNDRED FIFTY-TWO THOUSAND SIX-HUNDRED NINETEEN DOLLARS (\$152,619.00) FOR A TERM OF TWENTY SIX (26) MONTHS, TO ASSIST OAKLAND, THE CITY AND COUNTY OF SAN FRANCISCO, AND THE TOWN OF TIBURON TO PREPARE BUILDING CODE AMENDMENTS WHICH WILL INCREASE THE NUMBER OF PLUG-IN ELECTRIC VEHICLE (PEV) CHARGING SYSTEMS WITHIN THESE JURISDICTIONS

WHEREAS, the California Energy Commission ("CEC") issued its Program Opportunity Notice 14-607 on February 11, 2015 soliciting requests for grant funding to support new and existing planning efforts for PEVs, to be awarded on a first-come, first-served basis, leaving very little time for the City to successfully apply for the grant funds; and

WHEREAS, Energy Solutions is a highly qualified energy consulting firm headquartered in Oakland, with PEV planning expertise that is validated by the state's acceptance of their recommended language for PEV codes on more than one occasion; and

WHEREAS, the City and County of San Francisco and the Town of Tiburon, are participating in the activities of this grant along with Oakland because jointly the three agencies could request \$40,000 of funding more than Oakland could have applied for alone; and

WHEREAS, under the terms of the CEC grant, the City would be the prime contractor, contracting to Energy Solutions in an amount of \$152,619 for professional services, but San Francisco and Tiburon would receive services from Energy Solutions without directly receiving any grant funds; and

WHEREAS, partnering with San Francisco and Tiburon created economies of scale and synergies among three leading local governments in the field of clean technology, and was intended to make the application more attractive to the CEC, and more likely to be awarded funding in this competitive grant process; and

WHEREAS, Oakland Municipal Code (O.M.C.) § 2.04.051.A. requires staff to conduct a competitive RFP/Q competitive selection process for professional services; and

WHEREAS, O.M.C. § 2.04.051.B permits the City Council to waive such RFP/Q requirement upon a finding that it is in the best interest of the City to do so; and

WHEREAS, staff believes that it is in the best interest of the City for the City Council to waive the RFP/Q requirement in this instance because the City needed to partner quickly with recognized PEV experts in order to compete successfully for a grant award; now, therefore be it

RESOLVED: That the City Council finds and determines that, pursuant to O.M.C. § 2.04.051A and for the reasons stated above and in the accompanying report, it is in the best interests of the City to waive the competitive RFP/Q competitive selection requirement of the O.M.C. for the award of a professional services agreement to the Energy Solutions, and so waives the requirements; and be it

FURTHER RESOLVED: That the City Administrator, or her designee, is hereby authorized to execute a professional services agreement with Energy Solutions in the amount of One Hundred Fifty-Two Thousand, Six Hundred and Nineteen Dollars (\$152,619.00) for a term of 26 months to assist the City of Oakland, to prepare Building Code amendments that will maximize the installation of PEV charging systems, to train staff, and create related educational materials for building permit applicants and the public; and be it

FURTHER RESOLVED: That the agreement is subject to City Attorney review and approval for form and legality and a copy of this resolution shall be filed with the City Clerk.

SEP 08 2015

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, ~~REID~~, and PRESIDENT GIBSON MCELHANEY - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Reid - 1

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