

CITY OF OAKLAND

AGENDA REPORT

OFFICE OF THE CITY ADMINISTRATOR

2007 JUN 28 PM 1:54
To: Office of the City Administrator
Attn: Deborah Edgerly
From: Police Department
Date: July 10, 2007

Re: A Report and Proposed Resolution Waiving the Competitive Request for Proposal/ Qualifications Process and Waiving the Local and Small Local Business Enterprise Program Provisions and Authorizing the City Administrator, on Behalf of the City of Oakland, to Enter into A Maintenance Agreement with Big Valley Aviation, Inc. in an Amount Not to Exceed Seven Hundred Thirty Thousand Dollars (\$730,000) for the Period July 1, 2007 to June 30, 2009, for Helicopter Maintenance Services on Behalf of the Police Department

SUMMARY

A resolution has been prepared authorizing a waiver of the competitive request for proposal/ qualifications process, a waiver of the local and small local business enterprise program provisions, and authorizing the City Administrator to enter into a two-year maintenance agreement in an amount not to exceed \$730,000 with Big Valley Aviation, Inc. for helicopter maintenance services on behalf of the Oakland Police department (OPD).

FISCAL IMPACT

Approval of this resolution will authorize the City to enter into a two-year maintenance agreement with Big Valley Aviation, Inc. in an amount not to exceed \$730,000 during the period of July 1, 2007 through June 30, 2009. Funds in the amount of \$365,000 per year (the base contract fee of \$354,386.93 plus the 3% contract compliance fee of \$10,631.07), for a total of \$730,000 (which includes the base contract fee of \$708,773.86 plus the 3% contract compliance fee of \$21,262.14) for two years, are included in the Department's FY 2007-09 baseline budget. Funds are allocated in the General Purpose Fund (1010), Air Support Unit Organization (105660), Special Operations Program Code (PS13), Miscellaneous Contracts Services Account (54919).

The contractor will provide parts, material, and lubricants required for maintenance and operation of the helicopters at the current manufacturer's list price, with a ten percent (10%) discount. In the schedule of payment disbursement, the Contractor will be paid at a rate of \$93.00 per mechanic hour during normal shop hours; with an overtime rate of \$139.50 per mechanic hour.

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BACKGROUND

The Department's options for helicopter maintenance contractors are limited. Conditions attached to the insurance policy on the MD helicopters require that the "aircraft be maintained in full compliance with the maintenance requirements prescribed by the MD Helicopter Company for the aircraft and must be checked semi-annually for conformity to proper maintenance practices at a MD Distributor, service center, overhaul facility or other designated MD Facility".

Big Valley Aviation, Inc. readily meets and adheres to all of the manufacturer's mandated service provisions.

Big Valley Aviation, Inc. has provided maintenance service for the Police Department's three helicopters (two McDonnell Douglas (MD) 500Es and one Enstrom) since 1987. The MD500E helicopters were purchased new; one in 1989 and the other in 1992. Big Valley Aviation, Inc. is an employee-owned company based in Stockton, California. The company meets all of the requisite maintenance requirements/capabilities associated with the Department's MD and Enstrom helicopters.

KEY ISSUES AND IMPACTS

The Department's Air Support Unit located one other MD authorized maintenance facility in the greater Oakland/San Francisco Bay Area. No prospective vendors were located within reasonable proximity (50-mile radius from Oakland) to provide services comparable to that of Big Valley Aviation, Inc. Arius Helicopter Maintenance, located in San Jose, CA was originally thought to be a potential vendor since it is a factory-authorized vendor of MD helicopters. However, the company only has limited experience with and does not currently service MD aircrafts.

PROGRAM DESCRIPTION

There are several requirements that a vendor must meet to adequately provide service for helicopters. Big Valley Aviation encompasses all of the essential requirements, which include:

- A Federal Aviation certified repair station
- A factory-certified customer service facility, and
- Factory-trained mechanics for the MD helicopters.

Big Valley Aviation is very familiar with the Department's helicopters. This familiarity enables

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it to provide timely maintenance and repairs at a reasonable cost. Its performance maximizes the availability of the aircraft for police services. Lastly, the maintenance is performed in accordance with the Federal Aviation Administration and helicopter manufacturer requirements.

Air Support Unit – Overview of Law Enforcement Operations

One Sergeant of Police and three Police Officers staff the Department's Air Support Unit; all are FAA certified pilots. The two MD500E helicopters are used for patrol duties and the Enstrom helicopter is used for training exercises. The Unit supports the Department by providing aerial support for suspect searches, setting perimeters, pursuits, tactical incidents, crowd control/events, surveillance, missing persons, photo requests, traffic enforcement, searchlight assists, entry team insertions, and water rescue. The Helicopter Unit also provides support to the Oakland Fire Department with the detection and reporting of fires, scene evaluations, best approach routes, evacuation assistance, rooftop rescues, Forward Looking Infrared (FLIR) assessments, video downlinks, and aerial command post.

Lastly, the Unit provides assistance to the Department of Homeland Security by partnering with the U.S. Coast Guard; patrolling the Oakland International Airport; assisting the F.B.I. providing surveillance of potential targets, as well as patrolling of the Port of Oakland and Bay Bridge.

SUSTAINABLE OPPORTUNITIES

Economic –

Ensuring adequate maintenance of the Department's helicopters will increase overall efficiencies in public safety services and officer safety.

Environmental –

There are no environmental opportunities associated with this report.

Social Equity –

Enactment of the proposed contractual agreement will enhance violence prevention efforts in Oakland.

DISABILITY AND SENIOR CITIZEN ACCESS

There are no American with Disabilities Act (ADA) or senior citizen access issues contained in this report.

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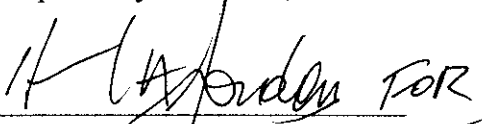
RECOMMENDATION

The Oakland Police Department recommends that the City Council authorize a waiver of the competitive request for proposal/qualifications process and authorize a waiver of the local and small local business enterprise provisions. Council is also asked to authorize the City Administrator to enter into a two-year maintenance agreement in an amount not to exceed \$730,000 with Big Valley Aviation, Inc. for helicopter maintenance on behalf of the Police Department.

ACTION REQUESTED BY THE CITY COUNCIL

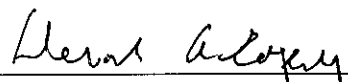
Staff recommends that the City Council approve the resolution.

Respectfully submitted,

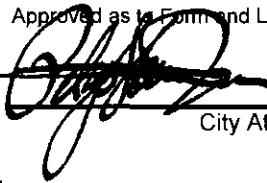

Wayne G. Tucker FOR
Chief of Police WGT

Prepared by: Edward Poulson
Lieutenant of Police
Bureau of Field Operations

APPROVED AND FORWARDED TO THE
PUBLIC SAFETY COMMITTEE:


Office of the City Administrator

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OAKLAND CITY COUNCIL


 City Attorney

RESOLUTION No. _____ C.M.S.

 Introduced by Councilmember _____

RESOLUTION WAIVING THE COMPETITIVE REQUEST FOR PROPOSAL/QUALIFICATIONS PROCESS AND WAIVING THE LOCAL AND SMALL LOCAL BUSINESS ENTERPRISE PROGRAM PROVISIONS AND AUTHORIZING THE CITY ADMINISTRATOR, ON BEHALF OF THE CITY OF OAKLAND, TO ENTER INTO A TWO-YEAR MAINTENANCE AGREEMENT WITH BIG VALLEY AVIATION, INC. IN AN AMOUNT NOT TO EXCEED SEVEN HUNDRED THIRTY THOUSAND DOLLARS (\$730,000) FOR THE PERIOD JULY 1, 2007 TO JUNE 30, 2009, FOR HELICOPTER MAINTENANCE SERVICES ON BEHALF OF THE POLICE DEPARTMENT

WHEREAS, the Police Department desires to enter into a two-year Maintenance Agreement in an amount not to exceed \$730,000 with Big Valley Aviation, Inc. for helicopter maintenance services; and

WHEREAS, Big Valley Aviation, Inc. is the only helicopter service center in the greater Oakland/San Francisco Bay Area with mechanics adequately qualified to perform helicopter maintenance according to manufacturer and Federal Aviation Administration requirements; and

WHEREAS, Big Valley Aviation, Inc., has satisfactorily serviced the Police Department's McDonnell Douglas and Enstrom helicopters for more than twenty years; and

WHEREAS, the City Council previously authorized the execution of similar agreements with Big Valley Aviation, Inc. by Resolution No. 79710 C.M.S., dated February 7, 2006, Resolution No. 78002 C.M.S., dated July 29, 2003, and Resolution No. 76647 C.M.S., dated August 14, 2001; and

WHEREAS, Big Valley Aviation, Inc. does not meet the City of Oakland's twenty-percent (20%) minimum participation requirement for professional services contracts of \$50,000 or more associated with the Local and Small Local Business Enterprise Programs; and

WHEREAS, the three percent (3%) City-mandated contract assessment fee associated with the proposed agreement for services with Big Valley Aviation Services, Inc. totals \$21,262.14 for the two year period; and

WHEREAS, 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 this agreement shall 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 Council hereby authorizes the City Administrator to enter into a two-year Maintenance Agreement with Big Valley Aviation, Inc. in an amount not to exceed \$730,000 for maintenance of Police Department helicopters; and be it

FURTHER RESOLVED: That pursuant to Oakland Municipal Code section 2.04.051.B, the City Council hereby finds and determines that it is in the best interests of the City to waive the competitive request for proposal/qualifications process for said agreement with Big Valley Aviation, Inc., and, be it

FURTHER RESOLVED: That funds in the amount of \$354,386.93 per year, plus a 3% contract compliance fee of \$10,631.07 per year, a total of \$365,000 per year, for an amount not to exceed \$730,000 for two years, are included in the Police Department’s FY 2007-2009 baseline budget, with funds allocated in the General Purpose Fund (1010), Airport Support Unit Organization (105660), Special Operations Program (PS13), Miscellaneous Contracts Services Account (54919); and be it

FURTHER RESOLVED: That the City Council hereby authorizes a waiver of the Local and Small Local Business Enterprise Program Provisions in relationship to the Professional Services Agreement with Big Valley Aviation, Inc.; and be it

FURTHER RESOLVED: That the City Administrator or her designee is authorized to complete all required negotiations, certifications, assurances, and documentation required to accept, modify, extend and/or amend this agreement for services, except for any increase in the contract amount; and be it

FURTHER RESOLVED: That the City Attorney shall review and approve said agreement with the Big Valley Aviation, Inc. as to form and legality and a copy of the fully executed agreement shall be placed on file with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

ABSTENTION-

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