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FILED
OFFICE OF THE CITY CLERK
OAKLAND

APPROVED AS TO FORM AND LEGALITY


Celso D. Ortiz (May 27, 2024 09:57 PDT)
CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. 90304 C.M.S.

AUTHORIZING THE CITY ADMINISTRATOR TO AWARD A CONTRACT TO RON DUPRATT FORD, THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, A NON-LOCAL BUSINESS ENTERPRISE, IN AN AMOUNT NOT-TO-EXCEED EIGHT HUNDRED THOUSAND DOLLARS (\$800,000) PER YEAR FOR FORD PARTS AND SERVICE FOR A THREE (3) YEAR TERM, SEPTEMBER 10, 2024 TO SEPTEMBER 9, 2027 AND AUTHORIZE TWO (2) ADDITIONAL ONE (1) YEAR AGREEMENT EXTENSIONS FOR AN AMOUNT OF EIGHT HUNDRED THOUSAND DOLLARS (\$800,000) PER YEAR, FOR A TOTAL NOT-TO-EXCEED CONTRACT AMOUNT OF FOUR MILLION DOLLARS (\$4,000,000) FOR A TERM OF FIVE (5) YEARS WITHOUT RETURNING TO COUNCIL IN ACCORDANCE TO ITS BID FILED WITH THE CITY CLERK OCTOBER 30, 2023 IN RESPONSE TO SPECIFICATION NO. 24-060-00/RFQ 271223. AND WAIVE THE LOCAL AND SMALL LOCAL BUSINESS ENTERPRISE PROGRAM REQUIREMENTS.

WHEREAS, on September 25, 2023, in accordance with Oakland Municipal Code (OMC) 2.04.050, the City issued and advertised Specification No. 24-060-00/Request For Qualifications (RFQ) 271223 to provide Ford Parts and Service; and

WHEREAS, on October 30, 2023, the City received one (1) bid from one local business and four (4) non-local businesses, and upon evaluation, Ron Dupratt Ford was deemed the lowest responsive and responsible bidder and meets all the requirements contained in Specification No. 24-060-00/RFQ 271223; and

WHEREAS, all proposed contract expenditure allocations shall be expensed to the Oakland Public Works, Bureau of Maintenance and Internal Services, Equipment Services Fund (4100), Administrative Project (1000010), and Equipment Services Administration Organization (30541); and

WHEREAS, OMC section 2.04.040 B 2. requires advertising and bidding where the cost of services, supplies, or combination for purchase orders or contracts required by the City exceeds fifty thousand dollars (\$50,000.00); and

WHEREAS, Ordinances No.13101 C.M.S., No.13640 C.M.S., and No.13647 C.M.S. require a minimum 50-percent (50%) Local Business Enterprise/Small Local Business Enterprise (LBE/SLBE) participation for all purchase of commodities, goods and associated services for contracts valued at or over fifty thousand dollars (\$50,000) when there are at least three certified business listed in the industry, trade, or profession that constitutes a major category of work; and,

WHEREAS, the City Council may waive the City's LBE/SLBE requirements for the purchase of commodities, goods, services, supplies, or combination thereof due to a lack or limited availability of SLBEs or LBEs pursuant to Part I of Oakland's Local and Small Local Business Enterprise Program guidelines adopted by Ordinance No. 13647 C.M.S.; and

WHEREAS, the City lacks the specialized personnel to perform the necessary work, that the performance of this contract is in the public interest because of the economy or better performance and this contract is of a professional, scientific, or technical nature; now, therefore, be it

RESOLVED: the City Administrator is hereby authorized to award a contract to Ron Dupratt Ford, the lowest responsive and responsible bidder, a non-local business enterprise, in an amount not-to-exceed eight hundred thousand dollars (\$800,000) per year for Ford parts and service for a three (3) year term, September 10, 2024 to September 9, 2027; and be it

FURTHER RESOLVED: the City Administrator may elect to extend all or part of this contract for an additional two-year period, one year at a time, with terms and conditions remaining the same in an amount not-to-exceed eight hundred thousand dollars (\$800,000) per year, for a total not-to-exceed contract amount of four million dollars (\$4,000,000) for a term of five (5) years without returning to Council; and be it

FURTHER RESOLVED: There is no minimum commitment to this contract, funds will not be committed beforehand unless funding is identified, and the contractor will have the right to accept or reject any proposed contract extension; and be it

FURTHER RESOLVED: that the City Council hereby rejects all other bids submitted in response to Specification No. 24-060-00/RFQ 271223; and be it

FURTHER RESOLVED: Ordinances No.13101 C.M.S., No.13640 C.M.S., and No.13647 C.M.S. require a minimum 50-percent (50%) Local Business Enterprise/Small Local Business Enterprise (LBE/SLBE) participation for all purchase of commodities, goods, and associated services for contracts valued at or over fifty thousand dollars (\$50,000) when there are at least three certified business listed in the industry, trade, or profession that constitutes a major category of work; and be it

FURTHER RESOLVED: That the City Council hereby waives the City's LBE/SLBE requirements for the purchase of commodities, goods, services, supplies, or combination thereof due to a lack or limited availability of SLBEs or LBEs pursuant to Part I of Oakland's Local and Small Local Business Enterprise Program guidelines adopted by Ordinance No. 13647 C.M.S.; and be it

FURTHER RESOLVED: The City Council hereby finds that the City lacks the specialized personnel to perform the necessary work, the performance of this contract is in the public interest because of the economy or better performance, and that this contract is of a professional, scientific, or technical nature; and be it

FURTHER RESOLVED: that the contract shall be approved for form and legality by the City Attorney and copies shall be on file in the City Clerk's Office.

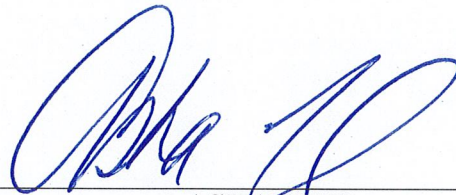
IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE: JUN 18 2024

AYES - FIFE, GALLO, JENKINS, KALB, KAPLAN, RAMACHANDRAN, REID,
AND PRESIDENT FORTUNATO BAS - 8

NOES - 0
ABSENT - 0
ABSTENTION - 0

ATTEST:



ASHA REED

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