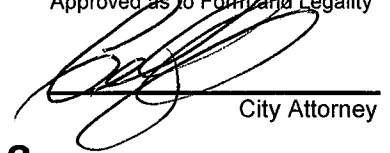


FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL



City Attorney

2019 MAR 28 PM 1:26 RESOLUTION No. 87617 C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING: (1) A TWO-YEAR AGREEMENT WITH SMARTPEDAL LABS FOR AN AMOUNT NOT TO EXCEED TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) FOR THE PERIOD OF MAY 1, 2019, THROUGH APRIL 30, 2021, TO PURCHASE 612 SMARTPEDALS TO IMPROVE THE MILEAGE AND REDUCE THE GREENHOUSE-GAS EMISSIONS OF VEHICLES OPERATED BY THE CITY OF OAKLAND; AND (2) WAIVING THE ADVERTISING, COMPETITIVE BIDDING AND REQUEST FOR PROPOSAL/QUALIFICATIONS (RFP/Q) REQUIREMENTS

WHEREAS, Oakland Public Works' Bureau of Maintenance and Internal Services, Equipment Services Division, seeks to use new technologies and products to reduce the operating cost and greenhouse-gas (GHG) emissions associated with operation of its fleet vehicles; and

WHEREAS, in furtherance of that goal, from May through December 2018, Oakland Public Works' Bureau of Maintenance and Internal Services tested SmartPedal on the 47-vehicle parking enforcement fleet of Toyota Prius C Hybrids and an additional six Nissan Leaf motor pool vehicles; and

WHEREAS, with SmartPedal installed the mileage of the already highly fuel-efficient Prius Cs increased a combined average 5.6% versus the same period from the prior year; and

WHEREAS, the mileage of all-electric Nissan Leafs with SmartPedal increased a combined average 10.3% versus non-SmartPedal equipped Nissan Leaf vehicles during the same period; and

WHEREAS, SmartPedal is a unique and multi-patented technology that improves the mileage of electric, gasoline, natural gas, diesel and hybrid powered vehicles by electronically correcting for unwanted changes in power by drivers; and

WHEREAS, SmartPedal is developed and manufactured in California and sold exclusively by SmartPedal Labs a dba of Pedal Logic LP; and

WHEREAS, Oakland Public Works requests authorization to enter into an agreement with SmartPedal Labs for the period of May 1, 2019, through April 30, 2021, to purchase six hundred twelve (612) SmartPedals at two hundred ninety-nine dollars (\$299.00) each for use on its fleet of sedans, trucks, and SUVs for an amount not to exceed two hundred thousand dollars (\$200,000.00) inclusive of sales tax; and

WHEREAS, the grand total contract price for all products described above is one hundred ninety-nine thousand nine hundred fourteen dollars and thirty-nine cents (\$199,914.39); and

WHEREAS, Oakland Municipal Code (OMC) Title 2, Chapter 2, Article I, Section 2.04.051.A requires the City to conduct a competitive Request for Proposal/Qualifications (RFP/Q) selection process for the procurement of professional services; and

WHEREAS, OMC Title 2, Chapter 2, Article I, Section 2.04.050 requires the City to conduct advertising and competitive bidding when it purchases services, supplies or a combination thereof that exceeds \$50,000.00; and

WHEREAS, OMC Section 2.04.051.B and 2.04.050 I. 5 permit the Council to waive the RFP/Q and advertising and bidding requirements upon a finding and determination that it is in the best interests of the City to do so; and

WHEREAS, staff recommends that the City Council, pursuant to OMC Section 2.04.051.B and 2.04.050 I. 5 waives the RFP/Q and advertising and bidding requirements and authorize the City Administrator or designee to enter into a contract with SmartPedal Labs; and

WHEREAS, the proposed contractual arrangements between Oakland Public Works and SmartPedal Labs will assist the City of Oakland in reducing fuel costs and GHG emissions associated with operating its vehicles; now, therefore, be it

RESOLVED, That the City Council hereby authorizes the City Administrator or designee to enter into an agreement with SmartPedal Labs to purchase up to 612 SmartPedals and installation and data analytics support services for a grand total contract amount not to exceed \$199,914.39; and be it

FURTHER RESOLVED, That pursuant to OMC Sections and 2.04.050 I. 5 and 2.04.051.A, the City Council hereby finds and determines that it is in the best interests of the City to waive the advertising, competitive bidding and RFP/Q requirements based upon the reasons as set forth herein and in the attached report which accompanies this Resolution; and be it

FURTHER RESOLVED, That the City Administrator or designee is hereby authorized to complete all required negotiations, certifications, assurances and documentation required to accept, modify, extend and/or amend the proposed agreement(s) with SmartPedal Labs, except for any increase in the contract(s) costs; and be it

FURTHER RESOLVED, That all proposed contract expenditure allocations shall be expensed to the Oakland Public Works Equipment Services Fund 4100; Equipment Services Administration Organization 30541; Vehicle Accessories and Electrical Supplies Account 52811; Administrative Project 1000010, Fleet Management and Maintenance Program IN01; and be it

FURTHER RESOLVED, That proposed contract expenditure allocations for Fiscal Year 2019 through Fiscal Year 2021 will be contingent upon the availability of funding; and be it

FURTHER RESOLVED, That the City Attorney shall review and approve the proposed contract(s) as to form and legality, and copies of the agreement(s) shall be filed with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

APR 16 2019

PASSED BY THE FOLLOWING VOTE:

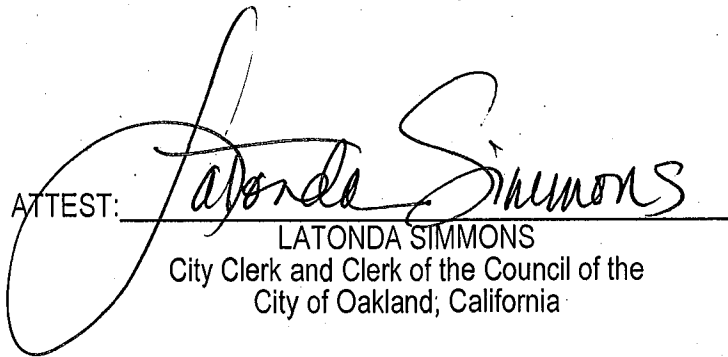
AYES - FORTUNATO BAS, GALLO, ~~REID, TAYLOR, THAO AND~~ KALB, REID, TAYLOR, THAO AND PRESIDENT KAPLAN - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - 1 McElhenny

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