

APPROVED AS TO FORM AND LEGALITY

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CITY ATTORNEY'S OFFICE

## OAKLAND CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_ C.M.S.

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH FRANCISCO & ASSOCIATES, INC. FOR ENGINEERING SERVICES FOR VARIOUS LOCAL MEASURES AND THE CITY OF OAKLAND LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT FOR A THREE-YEAR TERM EFFECTIVE JANUARY 1, 2026 THROUGH DECEMBER 31, 2028, WITH AN OPTION TO EXTEND FOR TWO ADDITIONAL YEARS WITHOUT RETURNING TO COUNCIL, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$550,000; ~~AND WAIVING THE LOCAL/SMALL LOCAL BUSINESS ENTERPRISE REQUIREMENTS~~**

**WHEREAS**, pursuant to the California Streets and Highways code, Sections 22500, et seq known as the Landscaping and Lighting Act of 1972 (the "Act"), the City of Oakland (the City) established the Landscaping and Lighting Assessment District (LLAD) on June 23, 1989; and

**WHEREAS**, Oakland voters approved the Emergency Medical Services Retention Act of 1997 (Measure M), the Paramedic Services Act Of 1997 (Measure N), The Library Services Retention And Enhancement Act (Library Measure Q as amended by Measure C), the Children's Initiative Of 2018 (Measure AA), the 2018 Oakland Public Library Preservation Act (Measure D), the 2020 Oakland Parks And Recreation Preservation, Litter Reduction, Homelessness Support Act (Parks Measure Q), the 2022 Oakland Zoo Animal Care, Education, and Improvement Ordinance (Measure Y), the Wildfire Prevention Financing Act of 2024 (Measure MM), and the Oakland Community Violence Reduction and Emergency Response Act of 2024 (Measure NN), all of which create separate taxes on parcels within City of Oakland; and

**WHEREAS**, the services of a professional engineer are required to delineate the parcels subject to the above described district and parcel taxes, to determine the land uses and assessment rates for each parcel, to annually develop the Assessment Roll for the County Assessor, and to assist with any informational requests required by the City relating to the district and parcel taxes (the "Professional Services"); and

**WHEREAS**, on December 20, 2017, pursuant to authority granted to the City Administrator by Oakland Municipal Code Section 2.04.020(A)(2), the City and Francisco and Associates, Inc. executed an agreement for a term beginning January 1, 2018, and ending December 31, 2021; and

**WHEREAS**, on November 19, 2019, the City Council adopted Resolution No. 87927 C.M.S., which authorized an amendment to the December 20, 2017, agreement with Francisco and Associates, Inc. to increase the not-to-exceed amount and to extend the agreement term to December 31, 2023; and

**WHEREAS**, On March 14, 2024, pursuant to Resolution No. 87927 C.M.S., the City entered into a second amendment to the agreement to extend the term through December 31, 2025; and

**WHEREAS**, the contract with the current service provider is set to expire on December 31, 2025; and

**WHEREAS**, Oakland Municipal Code (OMC) section 2.04.051.A requires a competitive request for proposals (RFP) or request for qualifications (RFQ) process for the award of professional services contracts; and

**WHEREAS**, the City conducted an RFP process for the Professional Services Published on September 12, 2025; and

**WHEREAS**, Francisco & Associates, Inc. applied through that RFP process and was selected in compliance with the RFP selection guidelines; and

**WHEREAS**, Sufficient funding has been allocated to cover the annual costs for the FY 2025–27 Biennial Budget and is anticipated to continue in future years, contingent upon funding availability in future budget cycles, as these services have been budgeted as ongoing expenditures to support the tax administration. The budgeted funding is distributed across the various assessed funds referenced above and allocated under the following: Revenue Administration Org (08411), Architectural and Engineering Services Account (54411), Assessment Engineer Project (1007870), and the Fiscal Management Program (IP59).; and

**WHEREAS**, the City Administrator has determined that the services to be provided pursuant to this agreement are of a professional, technical and temporary nature and shall not result in the loss of employment or salary by any person having permanent status in the competitive service; and

**WHEREAS**, the City prioritizes contracting with local and small businesses, therefore an availability analysis of the City’s certified Local and Small Local Business Enterprises (L/SLBE) was conducted for Engineering Services in connection with assessment and special districting; and

**WHEREAS**, based on the Department of Workplace and Employment Standards’ review of all currently certified, ready, willing, and able firms for these major tasks, the L/SLBE requirement for this contract was determined to be zero percent (0%); and

**WHEREAS**, the City Council may waive the City’s Local/Small Local Business Enterprise (“L/SLBE”) requirements pursuant to Part 1 of Oakland’s Local and Small Local Business Enterprise Program Guidelines, last amended by Ordinance No. 13825 (Jan. 6, 2025); and now, therefore, be it

~~WHEREAS, for the reasons set forth above and in the accompanying staff report, the City Administrator recommends waiving the L/SLBE requirements for this agreement; now, therefore, be it~~

**RESOLVED:** That the City Council authorizes the City Administrator to enter into a Professional Services Agreement with Francisco & Associates, Inc. for a three-year term effective January 1, 2026 through December 31, 2028, with an option to extend for two additional years without returning to council for a total contract amount not to exceed five hundred fifty thousand dollars (\$550,000).; ~~and be it~~

~~**FURTHER RESOLVED:** That for the reasons provided herein and in the accompanying staff report, the City Council finds that it is in the best interests of the City to waive the L/SLBE program requirements for the agreement and hereby waives the requirements.~~

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROWN, FIFE, GALLO, HOUSTON, RAMACHANDRAN, UNGER, WANG, AND  
PRESIDENT JENKINS

NOES –

ABSENT –

ABSTENTION –

ATTEST: \_\_\_\_\_

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

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