

FILED
OFFICE OF THE CITY CLERK
OAKLAND

21 SEP -7 PM 12:05

APPROVED AS TO FORM AND LEGALITY



CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. 88815 C.M.S.

RESOLUTION:

1. **AWARDING AN AGREEMENT TO ALAMEDA COUNTY FIRE DEPARTMENT IN AN AMOUNT NOT TO EXCEED TWO HUNDRED THOUSAND DOLLARS (\$200,000) FOR A ONE-YEAR TERM BEGINNING JULY 1, 2021 AND ENDING JUNE 30, 2022 FOR MAINTENANCE, REPAIRS, AND PARTS FOR FIRE DEPARTMENT EMERGENCY RESPONSE VEHICLES AND RELATED EQUIPMENT; AND**
2. **AUTHORIZING THE CITY ADMINISTRATOR TO RENEW THE AGREEMENT WITH ALAMEDA COUNTY FIRE DEPARTMENT FOR TWO (2) ADDITIONAL ONE-YEAR TERMS IN AN AMOUNT NOT TO EXCEED TWO HUNDRED THOUSAND DOLLARS (\$200,000) PER YEAR, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED SIX HUNDRED THOUSAND DOLLARS (\$600,000.00), WITHOUT RETURNING TO COUNCIL; AND**
3. **WAIVING THE ADVERTISING, COMPETITIVE BIDDING AND REQUEST FOR PROPOSAL/QUALIFICATIONS (RFP/Q) REQUIREMENTS**

WHEREAS, Oakland Public Works' Bureau of Maintenance and Internal Services seeks to enter into an agreement with Alameda County Fire Department for maintenance and repair of the Fire Department's Pierce-manufactured emergency response vehicles and related equipment; and

WHEREAS, in 2021, Pierce Manufacturing and Golden State Emergency Vehicle Service Inc. issued notification advising that the Alameda County Fire Department is designated as having manufacturer certification relative to the maintenance and repair of Pierce-manufactured vehicles and equipment; and

WHEREAS, Oakland Public Works requests authorization to enter into an agreement with the Alameda County Fire Department for an amount not to exceed two hundred thousand dollars (\$200,000.00) annually for the period of July 1, 2021 through June 30, 2022 for maintenance and repair of Fire Department emergency response vehicles and related equipment; and

WHEREAS, staff also requests authorization for two one-year options to extend said agreement with the Alameda County Fire Department for a grand total contract amount not to exceed six hundred thousand dollars (\$600,000.00), without returning to Council; 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 Sections 2.04.051.B and 2.04.050.I.5 permit the Council to waive the RFP/Q and advertising and bidding requirement 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 the Alameda County Fire Department; and

WHEREAS, the proposed contractual arrangements between Oakland Public Works and the Alameda County Fire Department will assist the City of Oakland in terms of guaranteeing that critical Fire Department emergency response vehicles and related equipment are maintained to the manufacturer's strict warranty standards and guard against untimely public safety equipment failures; now, therefore, be it

RESOLVED: That the City Council hereby awards a one-year agreement for the period of July 1, 2021 through June 30, 2022 to the Alameda County Fire Department in an amount not to exceed Two Hundred Thousand dollars (\$200,000); and be it;

FURTHER RESOLVED: That the City Administrator or designee is hereby authorized to renew the agreement with Alameda County Fire Department for two (2) additional one-year terms in an amount not to exceed Two Hundred Thousand dollars (\$200,000) per year, for a total contract amount not to exceed Six Hundred Thousand dollars (\$600,000); and be it

FURTHER RESOLVED: That pursuant to OMC Sections 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 conduct all required negotiations, execute and submit all documents, including but not limited to certifications, assurances, and documentation required, and to perform related actions as necessary to carry out the basic purpose of this resolution; 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; Repair and Maintenance Miscellaneous Account 54619; Administrative Project 100010, Fleet Management and Maintenance Program IN01; and be it

FURTHER RESOLVED: That proposed contract expenditure allocations for Fiscal Year 2021 through Fiscal Year 2022 will be contingent upon the availability of funding; and be it




FURTHER RESOLVED: That prior to execution, all agreements shall be reviewed and approved as to form and legality by the City Attorney and executed copies of each agreement shall be filed with the City Clerk.

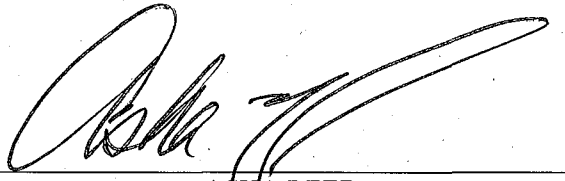
3093243v4

IN COUNCIL, OAKLAND, CALIFORNIA, SEP 21 2021

PASSED BY THE FOLLOWING VOTE:

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

NOES - 
ABSENT - 
ABSTENTION - 

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