

  
CITY ATTORNEY'S OFFICE

## OAKLAND CITY COUNCIL

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

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**RESOLUTION: (A) AWARDDING CONTRACTS FOR ON-CALL EMERGENCY TREE SERVICES TO (1) WEST COAST ARBORISTS, INCORPORATED, AND (2) THE PROFESSIONAL TREE CARE COMPANY, THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDERS, IN AN AMOUNT NOT TO EXCEED ONE MILLION DOLLARS (\$1,000,000) PER CONTRACT AND FOR THREE YEARS WITH AN OPTION TO EXTEND EACH CONTRACT UP TO TWO ADDITIONAL YEARS; AND (B) ADOPTING APPROPRIATE CALIFORNIA ENVIRONMENTAL QUALITY ACT FINDINGS**

**WHEREAS**, weather events and naturally occurring conditions create emergency situations where trees or tree branches fall or threaten to fall into the public right of way or onto structures; and

**WHEREAS**, the number of tree emergencies can easily exceed the Oakland Public Works (OPW) Parks & Tree Division tree crew's capacity, and tree contractors are necessary to restore access to the public right of way promptly to minimize the impact on the community and for emergency vehicle access; and

**WHEREAS**, the Department of Workplace and Employment Standards (DWES) conducted an availability analysis and set the Local/Small Local Business Enterprise (L/SLBE) requirement to twenty percent and a request for qualification (RFQ) for emergency tree services was issued on October 25, 2024; and

**WHEREAS**, three bids were received by the December 5, 2024, bid due date and none of them met the twenty percent L/SLBE requirement; and

**WHEREAS**, DWES conducted another availability analysis, discovered that there were no L/SLBE contractors that could do the work required for this contract, and revised the L/SLBE requirement to zero percent; and

**WHEREAS**, the as-needed emergency tree care solicitation was rebid with a zero percent L/SLBE requirement (Number 337531) on February 14, 2025. Six bids were received by the bid due date of March 27, 2024, from the following businesses: (1) Anvil Builders, Inc., (2) Julian Tree Care, Inc., (3) The Davey Tree Expert Company, (4) Arboricultural Specialties, Inc., doing business as The Professional Tree Care Company, (5) Urban Tree Management, LLC, doing business as Evergreen Tree Care, and (6) West Coast Arborists, Inc.; and

**WHEREAS**, Arboricultural Specialties, Inc., doing business as The Professional Tree Care Company, and West Coast Arborists, Inc., were deemed the lowest responsive and responsible bidders closest to the engineer's estimate; and

**WHEREAS**, funding for these contracts will come from PTD's annual budget in Funds 1720 and 2218, Organization 30654, Project 1000010, one-time Council amendment funding in Fund 2244, Organization 30654, project TBD, and in one-time grant funding in Fund 2159, Organization 30654, Project 1007686, and may be supplemented from other available and eligible sources when necessary; now, therefore, be it

**RESOLVED:** That the City Council awards a contract to West Coast Arborists, Incorporated, for a three-year term at a cost not to exceed one million dollars (\$1,000,000), and authorizes the City Administrator to extend the contract for up to two additional years at no additional cost; and be it

**FURTHER RESOLVED:** That the City Council awards a contract to The Professional Tree Care Company, for a three-year term at a cost not to exceed one million dollars (\$1,000,000), and authorizes the City Administrator to extend the contract for up to two additional years at no additional cost; and be it

**FURTHER RESOLVED:** That the City Administrator is hereby authorized to approve and execute any subsequent amendments or modifications of the contract within the limitation of the project specifications, extensions, payment requests, application for permits, and agreements and execute all related actions for the completion of the project without returning to the City Council; and be it

**FURTHER RESOLVED:** That there is no minimum funding commitment to this contract, and funding will be identified prior to commitment; and be it

**FURTHER RESOLVED:** That the City Council finds and determines that the performance of this contract shall not result in the loss of employment or salary by any person having permanent status in the competitive service; and be it

**FURTHER RESOLVED:** That the contract shall be approved as to form and legality by the City Attorney and copies shall be on file in the City Clerk's Office; and be it

**FURTHER RESOLVED:** That the City Council finds that the contracted work is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15304, Class 4 (Minor Alterations to Land) because it involves minor alterations to the condition of land, water, and/or vegetation that do not involve the removal of healthy, mature, or scenic trees.

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