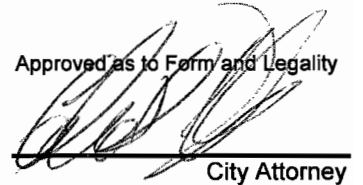


FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

## OAKLAND CITY COUNCIL

  
City Attorney2012 APR 26 AM 9:52  
RESOLUTION No. 83859 C.M.S.  
Introduced by Councilmember \_\_\_\_\_

**RESOLUTION WAIVING ADVERTISING AND COMPETITIVE BIDDING AND AUTHORIZING A CONTRACT WITH PACIFIC GAS AND ELECTRIC COMPANY (PG&E) NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FOR A TURNKEY PROJECT TO REPLACE EXISTING HIGH PRESSURE SODIUM (HPS) COBRA STYLE STREET LIGHTING IN EAST OAKLAND ALONG DESIGNATED PORTIONS OF MACARTHUR BLVD., SEMINARY AVE. AND INTERNATIONAL BLVD. WITH LIGHT EMITTING DIODE (LED) STREET LIGHTS USING THE PG&E "ON BILL FINANCING" OPTION AND ACCEPTING ALL ENERGY REBATES ASSOCIATED WITH UPGRADE PROJECTS FOR APPROPRIATION AND EXPENDITURE BY THE ELECTRICAL SERVICES DIVISION AS NEEDED TO SUPPORT SUSTAINABLE LIGHTING ENHANCEMENT EFFORTS**

**WHEREAS**, the City Council has determined that enhanced street lighting may help mitigate crime hot spots in East Oakland; and

**WHEREAS**, Electrical Services staff and Oakland Police Department staff have identified and evaluated locations along Macarthur Blvd., Seminary Ave. and International Blvd. which would benefit from lighting enhancement; and

**WHEREAS**, PG&E can provide a turnkey project up to \$250,000 dollars with a 0% financing rate to replace existing HPS street lights with low energy use and low maintenance LED street lights; and

**WHEREAS**, PG&E can accept payment for the replacement LED street lights and installation through existing billing channels using energy savings to offset the associated cost without an increase to existing funds budgeted in the Lighting and Landscape Assessment District fund 2310; and

**WHEREAS**, staff recommends that it is in the best interest of the City to waive advertising and the request for proposal/qualifications processes because PG&E provides energy and associated invoicing for the City and is a leading expert in LED street lighting conversion; and

**WHEREAS**, staff will appropriate energy rebate funds from lighting enhancement projects into a revenue account and expend those funds to establish a sustainable energy efficiency street light purchasing, replacement and installation plan; and

**WHEREAS**, on December 20, 2011, the Council approved the recommendation to implement the evaluated lighting enhancements in East Oakland; now, therefore be it

**RESOLVED**, that a products and services agreement contract to replace existing High Pressure Sodium (HPS) cobra style street lighting In East Oakland along designated portions of Macarthur Blvd., Seminary Ave. and International Blvd. with Light Emitting Diode (LED) street lighting is awarded to Pacific Gas and Electric (PG&E) in accordance with project specifications and estimates dated December 19, 2011, in an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000); and be it

**FURTHER RESOLVED**, that services provided through PG&E are temporary and of a professional, scientific, or technical nature, and the contract will 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 pursuant to Oakland Municipal Code Section 2.04.051B The City Council finds and determines that it is in the best interests of the City to waive the competitive request for advertising and proposal/qualifications process for the contract with PG&E and so waives it; and be it

**FURTHER RESOLVED**, the City Council authorizes the City Administrator, or her designee, to conduct all negotiations, execute and submit all documents, including but not limited to applications, agreements, amendments, modifications, payment requests and related action which may be necessary to enter into a contract with PG&E on behalf of the City of Oakland without returning to Council; and be it

**FURTHER RESOLVED**, the City Council authorizes the City Administrator, or her designee, to appropriate energy rebate funds into revenue account 2310-30522-48727-IN07 for expenditure through fund 2310-30522-52511-IN07 to establish a sustainable energy efficiency retrofit program for street lighting; and be it

**FURTHER RESOLVED**, that the contract will be reviewed and approved by the City Attorney for form and legality and placed on file in the Office of the City Clerk

IN COUNCIL, OAKLAND, CALIFORNIA,           MAY 15 2012          

**PASSED BY THE FOLLOWING VOTE:**

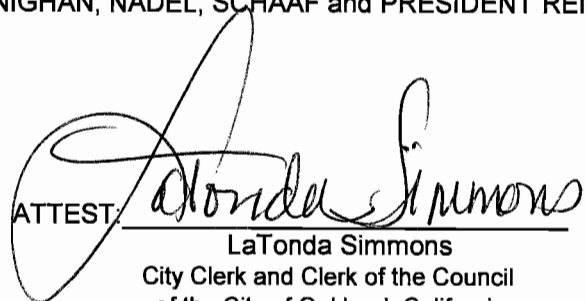
AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF and PRESIDENT REID - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:

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