



CITY OF OAKLAND

## AGENDA REPORT

**TO:** Jestin D. Johnson  
City Administrator

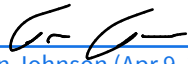
**FROM:** Josh Rowan  
Interim Director, OPW

**SUBJECT:** Oakland Public Works Sewer  
Services Division Cooperative  
Agreements

**DATE:** April 8, 2025

City Administrator Approval

Date:

  
Jestin Johnson (Apr 9, 2025 23:50 PDT)

Apr 9, 2025

### RECOMMENDATION

**Staff Recommends That The City Council Adopt A Resolution (1) Approving Ongoing Cooperative Purchase Agreements Exceeding \$250,000 For Oakland Public Works, Bureau Of Maintenance And Internal Services (Sewer Maintenance Division) Commodities And Services Contracts As Set Forth In Table 1 In An Amount Not To Exceed One Million Nine Hundred Thousand (\$1,900,000) Dollars; And (2) Adopting Appropriate California Environmental Quality Act (CEQA) Findings**

### EXECUTIVE SUMMARY

The Sewer Services Division of Oakland Public Works is responsible for performing preventive maintenance on over 932 miles of sewer mains, ranging from six inches to over 66 inches in diameter. Preventive maintenance consists of closed-circuit television (CCTV) inspections, cleaning, and performance of minor repairs. The City is currently operating under a Federal Consent Decree (**Case Number C 09-00186-RS and C 09-05684-RS**) requiring the City to clean 184 miles of Sanitary Sewer Mains per year and inspect (CCTV) 94 miles of sanitary sewer pipe each year.

To support these mandated critical operations, the division must procure commodities and services from various vendors, and to remain in compliance with the Federal Consent Decree and ensure services are uninterrupted, it is essential that the City maintain valid contracts with sufficient capacity for use at any time.

These commodity goods and services are commonly procured through cooperative agreements, as provided for under Oakland Municipal Code (OMC) 2.04.080, where advantageous for the City, the City Administrator may purchase supplies or services as defined in Section 2.04.010, through

legal contracts of other governmental jurisdictions or public agencies that were awarded pursuant to an appropriate competitive process without further contracting, solicitation, or formal bidding.

OMC 2.04.080 provides broad authority for the City Administrator to efficiently procure goods and services through cooperative agreements and sets no limit on the dollar threshold of cooperative agreements that may be entered into by the City Administrator, whereas as per OMC 2.04.030 the City Council may award any purchase orders or contracts in excess of City Administrator's Authority.

## **BACKGROUND / LEGISLATIVE HISTORY**

Oakland Municipal Code (OMC) 2.04.080 articulates that where advantageous for the City, the City Administrator may purchase supplies or services as defined in Section 2.04.010, through legal contracts of other governmental jurisdictions or public agencies that were awarded pursuant to an appropriate competitive process without further contracting, solicitation, or formal bidding.

City Council adopted [Resolution 89845 C.M.S.](#) on July 18, 2023, [Resolution 90007 C.M.S.](#) on December 5, 2023, [Resolution 90154 C.M.S.](#) on March 19, 2024, and [Resolution 90212 C.M.S.](#) on May 7, 2024, approving ongoing cooperative agreements exceeding \$250,000 for commodities and services contracts. The Oakland Public Works, Sewer Maintenance Division has since identified four additional cooperative agreements exceeding \$250,000 for the City Council's consideration.

## **ANALYSIS AND POLICY ALTERNATIVES**

The use of cooperative agreements allows the City to ensure services are uninterrupted and provides the City with access to commodities and services at the lowest prices. This results in significant cost savings for the City, and significantly shortens the contract process cycle because the competitive solicitation process has been completed by another governmental jurisdiction or public agency, thereby saving staff time and resources.

The City has over 932 miles of sewer mains, ranging from six inches to over 66 inches in diameter, 28,554 sewer structures, and 11 pump stations. Since most of the system is more than 50 years old, and some parts are as old as 100 years, infrastructure upgrades and emergency repairs are becoming more frequent. Many of the repairs require professional services or procurement of industry-specific tools, equipment, and materials. To remain in compliance with the Federal Consent Decree and ensure services are uninterrupted, it is essential that the City maintain valid contracts with sufficient capacity for use at any time.

The Sewer Division has identified three essential Cooperative Agreements contracts that were competitively awarded by another governmental entity or public agency in compliance with OMC § 2.04.080, currently valued at \$250,000 or less (listed on **Table 1**) that require capacity increases to support its operations.

**Table 1, Proposed Sewer Maintenance Division Ongoing Cooperative Agreements to increase Contract Value.**

Contract No.	Supplier	Original Contract Amount	Expires	Used Amount	Balance	Increased Proposed	New Proposed Contract Value	Services/Comodities Provided
2024007339	ADS Environmental Services	\$ 250,000	12/31/26	\$ 195,810	\$ 54,190	\$700,000	\$950,000	Sewer Sanitary and Storm flow monitoring Services
2024000070	White Cap Construction Supply	\$ 250,000	11/8/26	\$ 75,781	\$ 174,219	\$200,000	\$450,000	Tool and Equipment Supplies
2024002019	Mallory Safety and Supply LLC	\$ 240,000	4/1/26	\$ 148,981	\$ 91,019	\$260,000	\$500,000	Public Safety & Industrial Equipment Supplies
<b>Total</b>		<b>\$ 740,000</b>		<b>\$ 420,572</b>	<b>\$ 319,428</b>	<b>\$1,160,000</b>	<b>\$1,900,000</b>	

The use of these funds will advance the citywide priorities of **vibrant, sustainable infrastructure and improving the quality of life.**

**FISCAL IMPACT**

The proposed new contracts, as set forth in **Table 1**, totaling \$1,900,000, will be funded by Fund 3100 (Sewer Maintenance Division) for the next two fiscal years from FY24-25 to FY25-26. The use of these contracts is subject to the availability of Council authorized appropriations and the Budget Office’s funding availability analysis performed at the time a standard purchase order request submission or before funds are encumbered.

**PUBLIC OUTREACH / INTEREST**

No outreach was deemed necessary for the proposed policy action beyond the standard City Council agenda noticing procedures.

**COORDINATION**

The Oakland Public Works Department prepared the requested action. This report and resolution were reviewed by the Office of the City Attorney and the Budget Bureau.

**CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)**

This action is exempt from the California Environmental Quality Act (CEQA) under the following CEQA Guideline Sections: Section 15060(c)(2) (no direct or reasonably foreseeable indirect physical change in the environment); Section 15061(b)(3) (no

significant effect on the environment); Section 15301 (existing facilities); Section 15307 (protection of natural resources); Section 15308 (protection of the environment); and Section 15309 (inspections), each of which provides a separate and independent basis for CEQA clearance and when viewed collectively provide an overall basis for CEQA clearance.

### **ACTION REQUESTED OF THE CITY COUNCIL**

Staff Recommends That The City Council Adopt A Resolution (1) Approving Ongoing Cooperative Purchase Agreements Exceeding \$250,000 For Oakland Public Works, Bureau Of Maintenance And Internal Services (Sewer Maintenance Division) Commodities And Services Contracts As Set Forth In Table 1 In An Amount Not To Exceed One Million Nine Hundred Thousand (\$1,900,000) Dollars; And (2) Adopting Appropriate California Environmental Quality Act (CEQA) Findings.

For questions regarding this report, please contact Johnny Nicks, Public Works Operations Manager, at (510) 615-5567.

Respectfully submitted,



Josh Rowan (Apr 9, 2025 11:19 PDT)

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Josh Rowan  
Interim Director, OPW

Reviewed by:  
Richard Battersby, Assistant Director  
Oakland Public Works

Prepared By:  
Johnny Nicks, OPW Operations Manager