

**DRAFT**

City Attorney

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND**OAKLAND CITY COUNCIL**2018 APR 12 PM 2:25 **RESOLUTION No. \_\_\_\_\_ C.M.S.**

Introduced by Councilmember \_\_\_\_\_

**RESOLUTION AUTHORIZING: (1) A THREE-YEAR AGREEMENT WITH GOLDEN STATE FIRE APPARATUS, INC. FOR AN AMOUNT NOT TO EXCEED TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) ANNUALLY FOR THE PERIOD OF MAY 1, 2018 THROUGH APRIL 30, 2019 FOR MAINTENANCE, PARTS AND REPAIR OF FIRE DEPARTMENT EMERGENCY RESPONSE VEHICLES AND RELATED EQUIPMENT; WITH TWO ONE-YEAR OPTIONS TO EXTEND FOR A GRAND TOTAL AMOUNT OF SIX HUNDRED THOUSAND DOLLARS (\$600,000.00), WITHOUT RETURNING TO COUNCIL, AND (2) WAIVING THE ADVERTISING, COMPETITIVE BIDDING AND REQUEST FOR PROPOSAL/ QUALIFICATIONS (RFP/Q) REQUIREMENTS**

**WHEREAS**, Oakland Public Works' Bureau of Infrastructure & Operations seeks to enter into an agreement with Golden State Fire Apparatus, Inc. for maintenance and repair of the Fire Department's Pierce-manufactured emergency response vehicles, replacement parts and related equipment; and

**WHEREAS**, as of February 2015, Pierce Manufacturing, Inc. issued formal written notification advising that Golden State Fire Apparatus, Inc. would serve as the sole authorized provider for Pierce products and services in Northern and Central California; and

**WHEREAS**, the City Council previously authorized the execution of a contract for service with Golden State Fire Apparatus, Inc. on behalf of the Public Works Agency through the ratification of Authorizing Resolution No. 85484 C.M.S., dated March 31, 2015; and

**WHEREAS**, Oakland Public Works requests authorization to enter into a renewed agreement with Golden State Fire Apparatus, Inc. for an amount not to exceed two hundred thousand dollars (\$200,000.00) annually for the period of May 1, 2018 through April 30, 2019 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 Golden State Fire Apparatus, Inc., 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 2.04.05I.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 Section 2.04.051.B and 2.04.050 I. 5 permit the Council to waive the RFP/Q and advertising and bidding requirements 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 Golden State Fire Apparatus, Inc.; and

**WHEREAS**, the proposed contractual arrangements between Oakland Public Works and Golden State Fire Apparatus, Inc. 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

**RESOLVED**, That the City Council hereby authorizes the City Administrator or designee to enter into a one-year agreement for the period of May 1, 2018 through April 30, 2019 with Golden State Fire Apparatus, Inc. in an amount not to exceed \$200,000.00 annually. The City Council also authorizes two one-year options to extend the agreement for a grand total contract amount not to exceed \$600,000.00; and be it

**FURTHER RESOLVED**, That pursuant to OMC Sections and 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 for 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 complete all required negotiations, certifications, assurances and documentation required to accept, modify, extend and/or amend the proposed agreement(s) with the Alameda County Fire Department, except for any increase in the contract(s) costs; 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 1000010, Fleet Management and Maintenance Program IN01; and be it

**FURTHER RESOLVED**, That proposed contract expenditure allocations for Fiscal Year 2019 through Fiscal Year 2021 will be contingent upon the availability of funding; and be it

**FURTHER RESOLVED**, That the City Attorney shall review and approve the proposed contract(s) as to form and legality, and copies of the agreement(s) shall be filed with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GIBSON MCELHANEY, GUILLEN, KALB, KAPLAN,  
AND PRESIDENT REID

NOES -

ABSENT -

ABSTENTION -

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

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