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2018 APR 12 PM 1:13

AGENDA REPORT

TO: Sabrina B. Landreth
City Administrator

FROM: Jason Mitchell
Director, Public Works

SUBJECT: Contracts for Maintenance and Repair
of Emergency Response Vehicles

DATE: April 2, 2018

City Administrator Approval

Date:

4/10/18

RECOMMENDATION

Staff Recommends That the City Council Adopt The Following:

1. Resolution Authorizing: (1) A Three-Year 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 May 1, 2018 Through April 30, 2019 For Maintenance 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;
2. 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.

EXECUTIVE SUMMARY

Adoption of the proposed resolution for enactment of service agreements with the Alameda County Fire Department and Golden State Fire Apparatus, Inc. will ensure that all of the Oakland Fire Department's emergency response vehicles manufactured by Pierce Manufacturing continually meet optimum factory-authorized operational standards.

BACKGROUND / LEGISLATIVE HISTORY

It is the role and responsibility of city government to deliver services as effectively and efficiently as possible. To fulfill this mission, City staff must have a dependable fleet. Municipal fleets

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provide a variety of services to residents. The ability to provide services in an effective and efficient manner is in many ways dependent upon a quality fleet of vehicles and equipment.

Oakland Public Works' Bureau of Infrastructure & Operations (BIO), Equipment Services Division, has primary responsibility for the acquisition, maintenance and repair of all City of Oakland vehicles, trucks and other light and heavy duty equipment, inclusive of the Oakland Fire Department's thirty-seven (37) emergency response vehicles; all of which are manufactured by Pierce Manufacturing, Inc. Pierce Manufacturing has formally designated both the Alameda County Fire Department and Golden State Fire Apparatus, Inc. as the sole providers for maintenance, parts and repair of all Pierce-manufactured fire apparatus (emergency response vehicles) in Central and Northern California.

Vendor Justification: Golden State Fire Apparatus, Inc.

For several years, Oakland Public Works (OPW) has utilized the services of multiple vendors for maintenance, repairs and parts acquisition for vehicles manufactured by Pierce Manufacturing, Inc. However, in February 2015, Pierce Manufacturing issued notification which detailed that Golden State Fire Apparatus, Inc. would serve as the sole certified Pierce dealer and distributor for said services and commodities throughout Central and Northern California.

As a result of this determination, OPW obtained City Council authorization to secure sole source contractual provisions with Golden State Fire Apparatus, Inc. through ratification of Authorizing Resolution No. 85484 C.M.S., dated March 31, 2015. (**See Attachment A.**)

Vendor Justification: Alameda County Fire Department

In the Fall of 2015, Pierce Manufacturing issued notification to all Northern and Central California consumer agencies advising that the Alameda County Fire Department (ACFD), like Golden State Fire Apparatus, Inc., was also designated as having manufacturer-approved certification relative to the maintenance and repair of Pierce-manufactured vehicles and equipment, inclusive of warranty repairs.

ANALYSIS AND POLICY ALTERNATIVES

Alameda County Fire Department: Location and Proposed Service Components

The Alameda County Fire Department's (ACFD) service center is located in Dublin, CA. Due to the site's proximity to Oakland's Municipal Services Center (distance of less than 25-miles), as well as comparable pricing components to Golden State Fire Apparatus, Inc. for both vehicular maintenance and repairs, it is the intent of OPW's Equipment Services Division to utilize ACFD as the primary vendor for all maintenance and repairs of its Pierce-manufactured fire apparatus.

Golden State Fire Apparatus, Inc.: Location and Proposed Service Components

Golden State Fire Apparatus' service center is located in Sacramento, CA, the proximity of which is approximately 90-miles from the Municipal Service Center. Due to the degree of time, effort and financial expense of transporting Fire Department apparatus to Golden State Fire's

Sacramento facility, OPW's Equipment Services Division will use Golden State Fire's services for maintenance and repairs secondarily to ACFD.

It must be noted, however, that Golden State Fire remains as the primary distributor for Pierce-manufactured vehicular parts. Although our Department does in fact have the option of using the services of third party vendors for Pierce manufactured parts, enactment of said option will result in the City incurring significant price increases; since all third-party vendors must order their Pierce factory-approved parts through Golden State Fire Apparatus; product parts for which the third-party vendor will then mark-up in price to cover their own internal operating costs.

Accordingly, OPW's purchase of Pierce-manufactured parts directly from Golden State Fire Apparatus will ensure that the City obtains the lowest pricing available.

Waiver Request

Oakland Municipal Code (OMC) Title 2, Chapter 2, Article I, Section 2.04.050 requires the City to conduct advertising and competitive bidding for the procurement of goods, professional services, or a combination thereof. OMC Section 2.04.050.1.5 permits the Council to waive advertising and competitive bidding requirements upon a finding and determination that it is in the City's best interests to do so.

Based upon the fact that both the Alameda County Fire Department and Golden State Fire Apparatus, Inc. are the sole certified Pierce service centers for vehicular repair and maintenance of Pierce manufactured fire apparatus in our jurisdiction, staff recommends that the Council finds and determines that it is in the best interests of the City to waive the advertising, competitive bidding and RFP/Q requirements as they pertain to the implementation of the proposed contractual services with the Alameda County Fire Department and Golden State Fire Apparatus, Inc.

FISCAL IMPACT

**Proposed Service Agreement
Alameda County Fire Department
For Fire Department Emergency Response Vehicles**

Project Year	Cumulative Contract Amount
2018-2019	\$200,000.00
2019-2020	\$200,000.00
2020-2021	\$200,000.00
Grand Total:	\$600,000.00

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**Proposed Service Agreement
Golden State Fire Apparatus, Inc.
For Fire Department Emergency Response Vehicles**

Project Year	Cumulative Contract Amount
2018-2019	\$200,000.00
2019-2020	\$200,000.00
2020-2021	\$200,000.00
Grand Total:	\$600,000.00

Source of Project Funding

Funding for the two proposed contracts is available in the (FY) 2017-2019 adopted budget, in the Equipment Services Fund 4100; Equipment Services Administration Organization 30541; Repair and Maintenance Miscellaneous Account 54619; Administrative Project 1000010; Fleet Management and Maintenance Program IN01. For (FY) 2019-2021, contractual financial provisions will be contingent upon the availability of funding.

PUBLIC OUTREACH / INTEREST

This item did not require additional public outreach other than the required posting on the City's website.

COORDINATION

Information that is the basis of this report was coordinated with Oakland Public Works' Bureau of Infrastructure & Operations, the Oakland Fire Department, the Controller's Bureau and the Office of the City Attorney.

SUSTAINABLE OPPORTUNITIES

Economic: Repair and maintenance of the City's fleet and equipment ensures the long-term efficiency and extended life-cycle of these items, while simultaneously reducing financial impacts in comparison to full vehicular replacement costs.

Environmental: Routine maintenance and repair of the City's fleet assets ensures the deployment of up-to-date technologies which can greatly reduce fuel consumption and harmful emissions.

Social Equity: Continually maintaining operational efficiencies for City of Oakland vehicles, inclusive of public safety vehicles, will aid towards guaranteeing that Oakland's neighborhoods are places where the citizenry can thrive in safe and healthy environments.

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ACTION REQUESTED OF THE CITY COUNCIL

Staff Recommends That the City Council Adopt The Following:

1. Resolution Authorizing: (1) A Three-Year 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 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;
2. 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.

For questions regarding this report, please contact Joseph Williams, Acting OPW/BIO Assistant Director at 615-5489.

Respectfully submitted,



JASON MITCHELL
Director, Oakland Public Works

Reviewed by:
DARIN WHITE
Chief, Oakland Fire Department

Reviewed by:
Joseph A. Williams, Acting Assistant Director
Bureau of Infrastructure & Operations

Prepared by:
Candice Jessie, Management Assistant
Bureau of Infrastructure & Operations

Attachments (1): A: Authorizing Resolution No. 85484 C.M.S.

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ATTACHMENT A

**Oakland Public Works
Bureau of Infrastructure & Operations**

Golden State Fire Apparatus, Inc.

**Authorizing Resolution No. 85484 C.M.S.,
Dated March 31, 2015**

**Contract for Service For
Maintenance and Repair of
Fire Department Emergency Response Vehicles**

OAKLAND CITY COUNCIL

Approved as to Form and Legality

City Attorney

2015 MAR 12 PM 10:07

RESOLUTION No. 85 484 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR HIS DESIGNEE TO: 1) EXECUTE A ONE-YEAR SERVICE AGREEMENT FOR THE PERIOD OF MAY 1, 2015 THROUGH APRIL 30, 2016, WITH GOLDEN STATE FIRE APPARATUS, INC. IN AN AMOUNT NOT TO EXCEED FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) FOR MAINTENANCE, PARTS AND REPAIR OF OAKLAND FIRE DEPARTMENT EMERGENCY RESPONSE VEHICLES; 2) AUTHORIZE THE EXECUTION OF TWO ADDITIONAL ONE-YEAR AGREEMENT EXTENSIONS WITH GOLDEN STATE FIRE APPARATUS, INC. IN AN AMOUNT NOT TO EXCEED FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) PER YEAR, FOR A GRAND TOTAL CONTRACT AMOUNT OF ONE MILLION TWO HUNDRED THOUSAND DOLLARS (\$1,200,000.00), WITHOUT RETURNING TO COUNCIL, AND 3) WAIVE THE ADVERTISING, COMPETITIVE BIDDING, REQUEST FOR PROPOSAL/QUALIFICATIONS (RFP/Q) AND THE LOCAL AND SMALL LOCAL BUSINESS ENTERPRISE (L/SLBE) PROGRAM REQUIREMENTS ASSOCIATED WITH THE PROPOSED SERVICE AGREEMENTS

WHEREAS, Oakland Public Works' Bureau of Infrastructure and Operations seeks to enter into a sole source service agreement with Golden State Fire Apparatus, Inc. for maintenance, parts and repair of Oakland Fire Department emergency response vehicles which are manufactured by Pierce Manufacturing, Inc.; and

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

WHEREAS, Oakland Public Works requests authorization to enter into a one-year service agreement for the period of May 1, 2015 through April 30, 2016, with Golden State Fire Apparatus, Inc. in an amount not to exceed four hundred thousand dollars (\$400,000.00) for maintenance, parts and repair of Oakland Fire Department emergency response vehicles; and

WHEREAS, staff also requests authorization to enter into two, one-year agreement extensions with Golden State Fire Apparatus, Inc. in an amount not to exceed \$400,000.00 per year, for a grand total contract amount of one million two hundred thousand dollars (\$1,200,000.00), 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/Qualification (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 permits the Council to waive the RFP/Q requirements upon a finding and determination that it is in the best interests of the City to do so; and

WHEREAS, OMC Title 2, Chapter 2, Article I. Section 2.04.010 provides for the mandatory Local and Small Local Business Enterprise (L/SLBE) Program requirement, unless it is waived by the City Administrator or the Council; and

WHEREAS, staff recommends that the City Council, pursuant to OMC Section 2.04.051.B, waives the RFP/Q requirements and the L/SLBE Provision requirements and authorize the City Administrator, or his designee, to enter into the above-referenced contractual provisions 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 public safety equipment is maintained to the manufacturer's strict warranty standards and guard against untimely equipment failures; now, therefore be it

RESOLVED: That the City Council hereby authorizes the City Administrator, or his designee, to enter into a one-year service agreement for the period of May 1, 2015 through April 30, 2016, with Golden State Fire Apparatus, Inc. in an amount not to exceed \$400,000.00 for maintenance, parts and repair of Oakland Fire Department emergency response vehicles; and be it

FURTHER RESOLVED: That the City Council also authorizes the City Administrator, or his designee, to enter into two, additional one-year agreement extensions with Golden State Fire Apparatus, Inc. in an amount not to exceed \$400,000.00 per year, for a grand total contract amount of \$1,200,000.00 without returning to Council; and be it

FURTHER RESOLVED: Pursuant to OMC Section 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, RFP/Q requirements based on the reasons set forth herein and in the Report and Attachment A that accompany this Resolution, and further waives the L/SLBE provisions; and be it

FURTHER RESOLVED: That the City Administrator, or his designee, is hereby authorized to complete all required negotiations, certifications, assurances and documentation required to accept, modify, extend and/or amend the proposed Golden State Fire Apparatus, Inc. agreement(s), 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 Division Fund (4100); Equipment Services Administration Organization (30541), Program No. (IN01); 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.

MAR 31 2015

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20____

PASSED BY THE FOLLOWING VOTE:

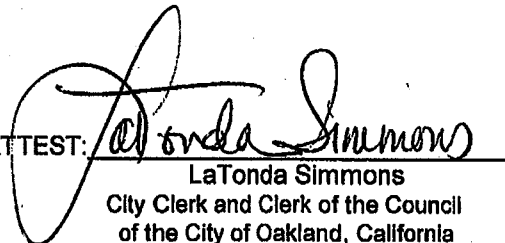
AYES – BROOKS, CAMPBELL-WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID and PRESIDENT GIBSON-McELHANEY 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:


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

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

DRAFT
City Attorney

2018 APR 12 PM 2:29 **RESOLUTION No. _____ C.M.S.**

Introduced by Councilmember _____

RESOLUTION AUTHORIZING: (1) A THREE-YEAR 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 MAY 1, 2018 THROUGH APRIL 30, 2019 FOR MAINTENANCE 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 the Alameda County Fire Department for maintenance and repair of the Fire Department's Pierce-manufactured emergency response vehicles and related equipment; and

WHEREAS, in the Fall of 2015, Pierce Manufacturing Inc. issued notification advising that the Alameda County Fire Department was 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 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 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 2.04.05I.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 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

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 the Alameda County Fire Department 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