

2018 MAY 31 PM 4:33

OAKLAND CITY COUNCIL

City Attorney

RESOLUTION No. 87235 C.M.S.

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

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR HER  
DESIGNEE TO NEGOTIATE, FINALIZE, AND EXECUTE A  
PROFESSIONAL SERVICES AGREEMENT WITH EVGO FOR  
INSTALLING ELECTRIC VEHICLE CHARGING STATIONS AT NO  
DIRECT COST TO THE CITY AND WAIVING THE REQUEST FOR  
PROPOSALS/ QUALIFICATIONS ("RFP/Q") REQUIREMENT**

**WHEREAS**, the City Council adopted the Energy and Climate Action Plan in December 2012 to identify and prioritize actions that Oakland can take to reduce its energy consumption and greenhouse gas (GHG) emissions by 36% reduction relative to 2005 levels, including engaging in plug-in electric vehicle (PEV) infrastructure planning and development; and

**WHEREAS**, potential PEV users in Oakland may be discouraged from buying PEVs due to the unavailability of PEV Charging stations; and

**WHEREAS**, California has set state goals of placing 1.5 million zero-emission vehicles on California roads by 2025 and 5 million by 2030; and

**WHEREAS**, On Jan 26, 2018, Governor Jerry Brown signed executive order B-48-18, setting a target of 250,000 PEV charging stations in California by 2025; and

**WHEREAS**, EVgo is a reputable PEV charging company that operates the largest public fast charging EV network in the nation, with more than 1,000 charging stations; and

**WHEREAS**, EVgo entered into a Long-Term Contract Settlement Agreement with the California Public Utilities Commission to invest approximately \$100,000,000 over four years in electric vehicle charging infrastructure throughout the State; and

**WHEREAS**, EVgo has the expertise and desire to install PEV charging stations at two locations in Oakland where staff have agreed that such infrastructure would accomplish significant climate and social benefits, namely, providing convenient and accessible PEV charging to a large population of multifamily building dwellers, demonstrating a new approach to conveying electricity to a public curb for PEV charging, and providing public curbside charging for electric car share vehicles; and

**WHEREAS**, staff has determined, based on review of the plans and investigation of the two sites, that the projects will not interfere with public use of the roadway, sidewalk, or buried utilities, and will not endanger the public welfare and convenience; and

**WHEREAS**, staff has determined, based on consultation with EVgo, that one or more project sites under the agreement will involve the suspension or removal of parking meters; and

**WHEREAS**, each as a separate and independent basis, this action is exempt from the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines sections 15301 (existing facilities), 15183 (projects consistent with General Plan and Zoning), and 15061(b)(3) (no significant effect on the environment); and

**WHEREAS**, Oakland Municipal Code (O.M.C.) § 2.04.051.A. requires staff to conduct a competitive RFP/Q competitive selection process for professional services; and

**WHEREAS**, O.M.C. § 2.04.051.B permits the City Council to waive such RFP/Q requirement upon a finding that it is in the best interest of the City to do so; and

**WHEREAS**, staff believes that it is in the best interest of the City for the City Council to waive the RFP/Q requirement in this instance because EVgo, a highly reputable EV charging company, is providing a free service that will advance the City's transportation and climate goals and would otherwise cost the City approximately \$1.3 million to execute; now, therefore be it

**RESOLVED:** That the City Council finds and determines that, pursuant to O.M.C. § 2.04.051A and for the reasons stated above and in the accompanying report, it is in the best interests of the City to waive the competitive RFP/Q competitive selection requirement of the O.M.C. for the award of a professional services agreement to the Energy Solutions, and so waives the requirements; and be it

**FURTHER RESOLVED:** That the City Administrator, or her designee, is hereby authorized to execute a professional services agreement with EVgo for the installation, operation, maintenance and, if necessary, removal of its electric vehicle charging stations at no direct cost to the City at 610 10th Street (Lafayette Park) and 533 Lake Park Avenue; and be it

**FURTHER RESOLVED:** That such agreement obligate EVgo to compensate the City for lost parking revenues; and

**FURTHER RESOLVED:** That the agreement is subject to City Attorney review and approval for form and legality and a copy of this resolution shall be filed with the City Clerk without returning to Council.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 19 2018

**PASSED BY THE FOLLOWING VOTE:**

AYES - ~~Brooks~~ CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, ~~Reid~~  
~~Reid~~ GIBSON MCELHANEY - 6

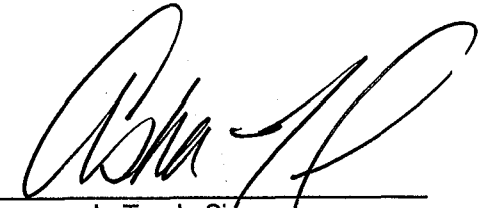
NOES - Brooks

ABSENT - 0

ABSTENTION - 0

1 Excused - Reid

ATTEST:



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