

  
CITY ATTORNEY'S OFFICE

## OAKLAND CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_ C.M.S.

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**RESOLUTION:**

**(1) AUTHORIZING THE CITY ADMINISTRATOR TO (A) PAY OUTSTANDING INVOICES TO ABC SECURITY SERVICES, INC. (ABC) FOR SERVICES RENDERED AFTER THE EXTENDED CONTRACT EXPIRATION DATE OF JUNE 30, 2025 IN FISCAL YEAR 25-26, IN THE AMOUNT OF EIGHT HUNDRED EIGHTEEN THOUSAND NINE HUNDRED EIGHTY-NINE DOLLARS AND FORTY CENTS (\$818,989.40); AND (B) EXTEND THE ABC CONTRACT FOR UP TO FIFTEEN MONTHS TO SEPTEMBER 30, 2026 ON A MONTH-TO-MONTH BASIS FOR AN AMOUNT NOT TO EXCEED SIX MILLION SEVEN HUNDRED FIFTY THOUSAND DOLLARS (\$6,750,000.00) FOR A TOTAL NOT TO EXCEED CONTRACT AMOUNT OF THIRTY-FIVE MILLION THREE HUNDRED EIGHTY THOUSAND DOLLARS (\$35,380,000.00); AND**

**(2) TO THE EXTENT NECESSARY, WAIVING THE COMPETITIVE REQUEST FOR PROPOSAL/QUALIFICATION PROCESS IN THE BEST INTERESTS OF THE CITY FOR SUCH EXTENSION TO ALLOW CONTINUITY OF SERVICES WHILE STAFF CONDUCTS A NEW REQUEST FOR PROPOSAL (RFP) FOR SECURITY SERVICES**

**WHEREAS**, the Oakland Public Works Department (OPW), Bureau of Maintenance and Internal Services (BMIS) Facility Services Division (FSD) is responsible for the security of all City facilities; and

**WHEREAS**, additional security requirements for encampment management activities support, City facilities and other various locations throughout the City have exhausted the funds sooner than anticipated; and

**WHEREAS**, on July 24, 2018, the City of Oakland (City) entered into a security services contract with ABC Security Services Inc. (Resolution No. 87321 C.M.S.) for a term of three years with an option to extend the contract in increments of one year for up to two additional years in an amount not-to-exceed two million, five hundred thousand dollars (\$2,500,000.00) for each year of the contract, for a grand total of twelve million, five hundred thousand dollars (\$12,500,000.00); and

**WHEREAS**, on July 24, 2022, per Resolution No. 89440 C.M.S., the City Council authorized the City Administrator to increase and extend the contract by one million six hundred thousand dollars (\$1,600,000.00) for four months in a total amount not to exceed \$1,600,000.00 until the Request for Proposal (RFP) No. 269336 was completed and awarded; and

**WHEREAS**, on February 21, 2023, per Resolution No. 89604 C.M.S., the City Council authorized the City Administrator to increase and extend the contract at five hundred thousand dollars (500,000.00) per month for up to eight (8) months in a total amount not-to-exceed four million dollars (\$4,000,000.00) until RFP No. 269336 was awarded; and

**WHEREAS**, on November 21, 2023, per Resolution No. 90025 C.M.S., the City Council authorized the City Administrator to increase and extend the contract at five hundred thousand dollars (500,000.00) per month, in a total amount not-to-exceed three million, five hundred thousand (\$3,500,000) through February 2024; and

**WHEREAS**, on September 6, 2024, per Resolution No. 90423 C.M.S., the City Council authorized the City Administrator to pay outstanding invoices to ABC for services rendered while under contract during Fiscal Year (FY) 23-24 and after June 30, 2024 in the amount of three million one hundred sixty-seven thousand four hundred sixty-nine dollars (\$3,167,469.00); and extend the ABC contract for up to one year to June 30, 2025 on a month-to-month basis for an amount not to exceed six million dollars (\$6,000,000.00) and a total not to exceed contract amount of twenty-eight million six hundred thirty thousand dollars (\$28,630,000.00); and

**WHEREAS**, the City issued a RFP for citywide Security Services in September 2024 and was unable to award the contract for the RFP and staff is preparing a subsequent revised RFP for Citywide Security Services for issuance and award; and

**WHEREAS**, the current contract spending authority expired on June 30, 2025, leaving the City unable to process outstanding invoices in the amount of \$818,989.40; and

**WHEREAS**, funding in the amount of \$7,200,000.00 is budgeted in the FY 2025-26 Budget in the Facilities Fund (4400), Facilities: Administration Organization (30551), Security Services Project (1005170), and Facilities Management & Development Program (IN02), and within each requesting City Department; and

**WHEREAS**, funds shall not be committed beyond the available budgeted amount in the Facilities Fund (4400), Facilities: Administration Organization (30551), Security Services Project (1005170), and Facilities Management & Development Program (IN02), without the prior identification of an alternative available funding source, in advance of securing additional services now ; and

**WHEREAS**, Oakland Municipal code section 2.04.051.A requires the City Administrator to conduct a request for proposals/ qualifications (RFP/Q) process for professional services contracts in excess of \$25,000 and Oakland Municipal code 2.04.051.B allows Council to waive the RFP/Q requirement upon finding by the Council that it is in the best interests of the City to do so; and

**WHEREAS,** it is in the best interests of the City for the Council to waive the RFP/Q requirement for this contract because the City wishes to prevent any delay and interruption of the vital and critical security services required at City Hall, the Municipal Service Center and other City facilities; and

**WHEREAS,** the City Council finds that the services provided in this proposed contract are of a professional and temporary in nature and shall not result in the loss of employment or salary by any person having permanent status in the competitive civil service; now, therefore, be it

**RESOLVED:** That the City Council hereby authorizes the City Administrator to pay outstanding invoices to ABC Security Services, Inc. (ABC) for services rendered after the extended contract expiration date of June 30, 2025 in Fiscal Year 25-26, in the amount of eight hundred eighteen thousand nine hundred eighty-nine dollars and forty cents (\$818,989.40); and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator to extend the ABC contract for up to fifteen months to September 30, 2026 on a month-to-month basis for an amount not to exceed six million seven hundred fifty thousand dollars (\$6,750,000.00) for a total not to exceed contract amount of thirty-five million three hundred eighty thousand dollars (\$35,380,000.00); and be it

**FURTHER RESOLVED:** That pursuant to O.M.C. 2.04.051.A the City Council hereby finds that it is in the best interests of the City to waive the RFP/Q requirement for this contract in order to prevent any delay and interruption of vital and critical security services at City Hall, the Municipal Service Center and other City facilities and so waives this requirement; and be it

**FURTHER RESOLVED:** That ABC Security Services Inc., shall comply with all City contracting and compliance program requirements that apply to this contract, including Local Business Enterprise and Small Local Business Enterprise (LBE/SLBE) participation and which compliance will be verified by the Department of Workplace and Employment Standards.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - COUNCIL PRESIDENT JENKINS, BROWN, FIFE, HOUSTON, KAPLAN,  
RAMACHANDRAN, UNGER, AND PRESIDENT PRO TEMPORE GALLO

NOES –

ABSENT –

ABSTENTION –

ATTEST: \_\_\_\_\_  
ASHA REED  
City Clerk and Clerk of the Council of the  
City