

*Amadis Sotelo*  
CITY ATTORNEY'S OFFICE

## OAKLAND CITY COUNCIL

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

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**RESOLUTION: (1) AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PURCHASE AGREEMENT WITH BAUER COMPRESSORS INC. FOR THE PURCHASE, SERVICE, AND/OR REPAIR OF SELF-CONTAINED BREATHING APPARATUS (SCBA) UNITS, AND COMPLETE REPAIRS TO TURNOUT GEAR CLEANING EXTRACTORS, FOR A THREE YEAR PERIOD IN AN AMOUNT NOT EXCEED SIX HUNDRED THOUSAND (\$600,000), WITH TWO ONE-YEAR OPTIONS TO EXTEND THE AGREEMENT FOR UP TO AN ADDITIONAL TWO YEARS IN AN AMOUNT NOT TO EXCEED TWO HUNDRED THOUSAND DOLLARS (\$200,000) PER YEAR, WITHOUT RETURNING TO COUNCIL, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED ONE MILLION DOLLARSS (\$1,000,000) OVER THE POSSIBLE FIVE YEAR TERM; AND (2) WAIVING THE ADVERTISING AND COMPETITIVE BIDDING REQUIREMENTS**

**WHEREAS**, Firefighter protective equipment is a mandated requirement by CAL-OSHA and the memorandum of Understanding (MOU) between the city of Oakland and Local 55; and

**WHEREAS**, the Oakland Fire Department (OFD) is required to provide adequate respiratory protection equipment, and annual testing/servicing of SCBA units and filling/compressor stations; and

**WHEREAS**, the Fire Department is required to meet the highest SCBA level of standards as set by the National Institute for Occupational Health and Safety (NIOSH) and National Fire Protection Association (NFPA); and

**WHEREAS**, the City of Oakland has a current contract with Bauer Compressors Inc Equipment in the amount of \$250,000 through June 30, 2027 procured via a Sourcewell cooperative purchasing agreement; and

**WHEREAS**, Oakland Fire requires respiratory protection equipment, annual testing/servicing of SCBA units and filling/compressor station services that will exceed the Sourcewell contract value; and

**WHEREAS**, Oakland Municipal Code section 2.04.050.1.5 permits the Council to waive advertising and bidding requirements upon a finding that is in the best interest of the City to do so; and

**WHEREAS**, staff recommends that it is in the best interest of the City to waive the RFP/Q process so that the City can enter into agreement with Bauer Compressors Inc. (located in Livermore, CA) because they are the only vendor in Northern California authorized to distribute and service Mining Safety Apparatus (MSA) breathing equipment; and

**WHEREAS**, that the funds for FY 2026 shall be drawn from available Oakland Fire Department budgeted funds in the General Purposes Fund (1010), Support Services Org (20816), Administrative Project (1000009), Emergency Response Support Services Program (PS26) and funding for the future years of the contract is contingent upon appropriation in future budget cycles; now, therefore, be it

**RESOLVED**, that the City Administrator or designee is hereby authorized to enter into a three-year agreement with Bauer Compressors Inc. in an amount not to exceed \$600,000 for the purchase and servicing of SCBA equipment; and be it

**FURTHER RESOLVED**, that the City Administrator or his designee is also authorized to extend the agreement with Bauer Compressors Inc. an additional two years for two hundred thousand dollars (\$200,000) per year, and without return to City Council, for a total amount not to exceed one million dollars (\$1,000,000) for the possible five-year term; and be it

**FURTHER RESOLVED**, that the Council finds that pursuant to Oakland Municipal Code sections 2.04.050.1.5, for the reasons stated above and in the City Administrator's report accompanying this resolution, that it is in the best interests of the City to waive the advertising and bidding requirements the products and services to be purchased under the proposed agreement and so waives the requirements; 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 this agreement; and be it

**FURTHER RESOLVED**, that the City Attorney shall review and approve said agreement as to form and legality and copies of said agreement shall be filed with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROWN, FIFE, GALLO, HOUSTON, RAMACHANDRAN, UNGER, WANG, AND PRESIDENT JENKINS

NOES –

ABSENT –

ABSTENTION –

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