07/23/2026
Item No.: 6.1
LSM/pcm

BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND

RESOLUTION APPROVING AND AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO AND EXECUTE PRODUCT AND SERVICES AGREEMENTS WITH ZDEVCO, LLC, VOLVO TRUCKS NORTH AMERICA, AND BYD TRUCK, LLC ESTABLISHING THE TRUCK LOANER PROGRAM, EACH FOR A TERM OF TWO YEARS WITH TWO ONE-YEAR OPTIONS TO EXTEND IN AN AGGREGATE AMOUNT NOT TO EXCEED $6,200,000, AND FUNDED BY FEDERAL GRANT FUNDS OF $3,862,500 AND PORT FUNDS OF $2,337,500, AND FINDING THAT THE PROPOSED ACTION IS EXEMPT UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report for Agenda Item No. 6.1, dated July 23, 2026, and related agenda materials ("Agenda Report"), has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; and

WHEREAS, that in acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Report and in testimony received;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. The Board finds and determines that:

A. The proposed action is categorically exempt from the California Environmental Quality Act ("CEQA") under Section 15301 of the CEQA Guidelines because the proposed action consists of activities that involve negligible or no expansion of an existing use; and

B. The proposed action is also exempt under CEQA Guidelines Section 1306 Information Collection. The proposed action will allow participating fleets to evaluate the operational performance and suitability of ZE drayage trucks before making a long-term investment in purchasing them.

Section 2. The Board hereby approves and authorizes the Executive Director to:

A. Enter into product and services agreements with ZDEVCO, LLC, Volvo Trucks North America, and BYD Truck, LLC for procurement of Zero Emissions Drayage Trucks and other services to establish the Truck Loaner Program for a period of two years with two one-year options to extend in an amount not to exceed $6,200,000, funded by Federal grant funds of $3,862,500 and Port funds of $2,337,500, as further described in the Agenda Report, subject to approval as to form and legality by the Port Attorney; and

B. Enter into any agreements or make any additions, modifications, or corrections necessary to implement the proposed action or to correct errors, subject to the limitations set forth herein, provided that any addition, modification, or correction does not materially differ from the terms and conditions set forth herein and in the Agenda Report, and are approved as to form and legality by the Port Attorney.

Section 3. This resolution is not evidence of and does not create or constitute: (a) a contract, or the grant of any right, entitlement, or property interest; or (b) any obligation or liability on the part of the Board or any officer or employee of the Port. This resolution approves and authorizes the execution of a contract in accordance with the terms of this resolution. Unless and until a separate written contract is duly executed on behalf of the Board as authorized by this resolution, is signed as approved as to form and legality by the Port Attorney, and is delivered to other contracting party, there shall be no valid or effective contract.

Section 4. This resolution shall be effective immediately upon adoption by the Board.