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BOARD OF PORT COMMISSIONERS CITY OF OAKLAND

RESOLUTION APPROVING AND AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO PROFESSIONAL SERVICES AGREEMENTS TO PROVIDE COMMUNITY ENGAGEMENT SUPPORT AND FACILITATION CONSULTING SERVICES WITH: (1) RDA CONSULTING, SPC FOR THE CLEAN PORTS PROGRAM FOR A TOTAL COMBINED AMOUNT NOT TO EXCEED \$600,000 FOR A TERM OF UP TO FIVE YEARS WITH AN OPTION FOR TWO ONE-YEAR EXTENSIONS; (2) INTERETHNICA FOR THE CLEAN HEAVY-DUTY VEHICLES PROGRAM FOR A TOTAL COMBINED AMOUNT NOT TO EXCEED \$50,000 FOR A TERM UP TO THREE YEARS WITH AN OPTION FOR TWO ONE-YEAR EXTENSIONS; AND (3) CIVIL EDGE CONSULTING, LLC FOR OTHER POTENTIAL FEDERALLY FUNDED PROJECTS FOR A TOTAL COMBINED AMOUNT NOT TO EXCEED \$300,000 FOR A TERM UP TO THREE YEARS WITH AN OPTION FOR TWO ONE-YEAR EXTENSIONS; AND IF NEGOTIATIONS WITH THE ABOVE FIRMS ARE UNSUCCESSFUL, TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH THE NEXT THREE HIGHEST RATED FIRMS (4, 5, AND 6), FOR A MAXIMUM COMPENSATION NOT TO EXCEED \$600,000, \$50,000, AND \$300,000 RESPECTIVELY, AND FIND 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. 6.2, dated November 6, 2025, 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 related agenda materials and in testimony received;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. Based upon the information contained in the Agenda Report and in testimony received, the Board finds and determines that:

A. The proposed action is not subject to the California Environmental Quality Act ("CEQA") under the general rule exclusion under Section 15061(b)(3) of the CEQA Guidelines because it can be seen with certainty that the proposed action will not have a significant effect on the environment and therefore the activity is not subject to CEQA.

B. The requested action is for obtaining professional and technical services that are temporary in nature, is in the public interest because of economy and better performance, and will not result in the loss of employment or salary by any person having permanent status in the competitive service.

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

A. Enter into a professional services agreement with RDA Consulting, SPC for support with the Clean Ports Program for a period of up to five years with options for two one-year extensions in an amount not to exceed \$600,000, as further described in the Agenda Report, subject to approval as to form and legality by the Port Attorney;

B. Enter into a professional services agreement with InterEthnica for support of the Clean Heavy-Duty Vehicles Program for a period of three years with options for two one-year extensions in an amount not to exceed \$50,000, as further described in the Agenda Report, subject to approval as to form and legality by the Port Attorney;

C. Enter into a professional services agreement with Civil Edge Consulting, LLC for support of other potential federally funded projects for a period of three years with options for two one-year extensions in an amount not to exceed \$300,000, as further described in the Agenda Report, subject to approval as to form and legality by the Port Attorney;

D. If negotiations with the above firms are unsuccessful, enter into a professional services agreement with one of the next three highest rated firms for the same project, term, and maximum compensation granted to the substituted firm; and

E. Make any additions, modifications, or corrections necessary to execute the professional services agreement 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.

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