

**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

12/18/25
Item No.: 6.3
CLF/pcm

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RESOLUTION APPROVING AND AUTHORIZING THE EXECUTIVE DIRECTOR TO AWARD AND EXECUTE TWO ON-CALL PUBLIC WORKS CONTRACTS WITH: (A) INDUSTRIAL RAILWAY COMPANY FOR MAINTENANCE OF RAILROAD TRACK AND CRANE RAIL IN AN AGGREGATE AMOUNT NOT TO EXCEED \$990,000 COMMENCING JANUARY 1, 2026 AND ENDING DECEMBER 31, 2026, WITH TWO ONE-YEAR EXTENSION OPTIONS; AND (B) AIMS PVC CA, LLC DBA AIMS COMPANIES FOR SANITARY SEWER AND STORM WATER LINES INSPECTION AND CLEANING IN AN AGGREGATE AMOUNT NOT TO EXCEED \$750,000 COMMENCING JANUARY 1, 2026 AND ENDING DECEMBER 31, 2026, WITH TWO ONE-YEAR EXTENSION OPTIONS; AND RESOLVE BID PROTESTS IN ACCORDANCE WITH CHAPTER 5.12 OF THE PORT OF OAKLAND'S ADMINISTRATIVE CODE; AND FINDING THAT THE PROPOSED ACTION IS EXEMPT UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

WHEREAS, the Board of Port Commissioners of the City of Oakland ("Board") has reviewed and evaluated the Agenda Report for Agenda Item No. 6.3, dated December 18, 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 testimony received, the Board finds and determines that the proposed action was reviewed in accordance with the requirements of the California Environmental Quality Act ("CEQA") and found to be exempt under Section 15301 of the CEQA Guidelines because the proposed action consists of maintenance, inspection, and repair activities that involve negligible or no expansion of an existing use.

Section 2. The Board hereby approves the award of contracts to:

A. Industrial Railway Company for on-call reconditioning, maintaining, and repairing railroad tracks and crane rails in an aggregate amount not to exceed \$990,000 commencing January 1, 2026,

and ending December 31, 2026, with two one-year extension options ("On-Call Rail Contracts"); and

B. AIMS PVC CA, LLC dba AIMS Companies for on-call sanitary sewer and storm drains inspection and cleaning in an aggregate amount not to exceed \$750,000 commencing January 1, 2026, and ending December 31, 2026, with two one-year extension options ("On-Call Sewer and Storm Drain Contracts", together with the On-Call Rail Contracts, are collectively referred to as the "On-Call Contracts").

Section 3. The Board hereby authorizes the Executive Director to:

A. Finally resolve bid protests pursuant to Chapter 5.12 of the Port of Oakland Administrative Code.

B. Execute on behalf of the Board the On-Call Contracts on the terms and conditions set forth herein and in the Agenda Report, subject to approval as to form and legality by the Port Attorney.

C. Make such additions, modifications, or corrections as necessary to issue the Contract or to correct errors, subject to the limitations set forth herein and provided that any such addition, modification, or correction does not materially differ from the terms and conditions set forth herein and in the Agenda Report and is approved as to form and legality by the Port Attorney.

Section 4. 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 agreements in accordance with the terms of this resolution. Unless and until separate written agreements are duly executed on behalf of the Board as authorized by this resolution, signed as approved as to form and legality by the Port Attorney, and delivered to the other contracting party, there shall be no valid or effective agreements.

Section 5. This resolution shall be effective immediately upon adoption by the Board.