

[Handwritten signature] *MA*

BOARD OF PORT COMMISSIONERS CITY OF OAKLAND

RESOLUTION: (1) APPROVING CAPITAL BUDGET AUTHORIZATION OF UP TO \$5,667,040 TO PROCURE EQUIPMENT FOR USE BY THE AIRPORT AND SEAPORT; (2) DESIGNATING CERTAIN MISCELLANEOUS PORT OF OAKLAND PROPERTY AS INADEQUATE, OBSOLETE OR WORN-OUT; (3) APPROVING THE SALE, DONATION, AND/OR OTHER DISPOSITION OF SUCH PROPERTY AND AUTHORIZING THE EXECUTIVE DIRECTOR TO DISPOSE OF SUCH PROPERTY THROUGH A VARIETY OF MEANS, INCLUDING SALE, DONATION, SCRAPPING, RECYCLING, DESTRUCTION AND ABANDONMENT IN ACCORDANCE WITH PORT ORDINANCE 4321; (4) AUTHORIZING THE EXECUTIVE DIRECTOR TO PROCURE THE EQUIPMENT TOTALING \$5,667,040; (5) AWARDDING ITEMS OVER \$250,000 TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER; AND (6) AUTHORIZING SINGLE-SOURCE PURCHASE OF SPECIFIC ITEMS.

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated Agenda Report Item 6.3 dated November 29, 2018 ("Agenda Report") and related agenda materials, has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment;

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 that:

A. It is in the best interest of the Port to approve and authorize the total capital budget in a total aggregate amount not to exceed \$5,667,040 for purchase of new vehicles and equipment, specifically as listed in the table below and as further described in the Agenda Report ("New Equipment");

ITEM	QUANTITY
*Replacement Forklift 10,000 LB (electric)	1
Replacement D6 Bulldozer	1
Replacement Grader	1
Replacement Air Compressor	1
Replacement Generator 65 hp	1
Replacement Generator 235 hp	1
*Replacement 10-Passenger Van (electric)	1
Replacement Bucket Truck (gas)	1
Replacement Flatbed Trucks (gas)	1
*Replacement Flatbed Trucks (electric)	1
Upgrade Flatbed Truck (gas)	1
Upgrade Sprayer	1
Replacement Sealcoat Sprayer	1
Replacement Runway "X" Signs	2
New Jet Bridge Monitoring Equipment	1
New Loading Ramp	1
New Passenger Lift	1
New Electro-Magnetic Inspection Scanner	2
New Surveillance Radar	1
Replacement Uninterruptible Power Supply (UPS)	38
Replacement Multi-User Flight Information Display Monitors (MUFIDS)	50
Replacement Satellite Phones	2
New Furniture in Emergency Operations Center	1
New E510 Handheld Readers	3
New Tow Cart Plastic Liners	33
Replacement Recycling Compactors	2
New Washout Bins	2
New Spill Cart	1

ITEM	QUANTITY
Replace Noise Monitoring Terminal Components	7
Replacement Portable Light Towers	4
Replacement Loader	1
Replacement Paver	1
Replacement Large Capacity Forklifts (diesel)	1
*Replacement Large Capacity Forklifts (electric)	1
Replacement Backhoe	1
Replacement Air Compressor	2
Replacement Pressure Washer	1
Replacement Mower	1
Replacement Mobile Vacuum on Trailer	1
New High Lift Wheel Dolly	1
New Transmission Jack	1
Replacement Work Trucks (gas)	9
*Replacement Work Trucks (electric)	2
Replacement Painter Van (gas)	1
Replacement Arrow Board	1
Replacement Scissor Lift	1

B. It is in the best interest of the Port to authorize the Executive Director to waive the requirements of formal competitive bidding for procurement of an electromagnetic inspection station and to procure the equipment through vendor CEIA;

C. It is in the best interest of the Port to authorize the Executive Director to waive the requirements of formal competitive bidding for procurement of a passenger lift and to procure this equipment directly from Lift-A-Loft Engineered Aerial Solutions Corporation;

D. It is in the best interest of the Port to designate and the Board hereby designates certain miscellaneous Port property, including a diesel 10,000 lb forklift, a bulldozer, a grader, three (3) air compressors, a 65-hp portable diesel generator, a large passenger van, a diesel-operated bucket truck, two (2) flatbed trucks, a ½ ton truck, a 100-gallon sprayer, a sealcoat sprayer, two (2) runway closure "X" signs, thirty-eight (38) uninterruptible power supplies, fifty (50)

multi-user flight information display monitors, two (2) satellite phones, seven (7) noise monitoring components, four (4) portable light towers, a loader, a paver, two (2) large capacity forklifts, a backhoe, a pressure washer, a mobile vacuum on trailer, six (6) work trucks, a painter van, an arrow board and an electric scissor lift, all as further described in the Agenda Report and the Attachment to the Agenda Report (collectively, "Surplus Property"), as inadequate, obsolete or worn-out within the meaning of Port Ordinance No. 4321, and Sections 5.13(a) of the Port's Bond Indentures.

E. The proposed action to purchase New Equipment and to declare Surplus Property was reviewed in accordance with the requirements of the California Environmental Quality Act ("CEQA"), and the Port CEQA Guidelines. The CEQA Guidelines Section 15378(b)(2) states that "(c)ontinuing administrative or maintenance activities, such as purchases for supplies" is not considered a project. Because this action involves purchasing equipment for maintenance activities, Section 15378(b)(2) applies and therefore is not subject to CEQA.

SECTION 2. The Board hereby:

A. Authorizes the total capital budget for purchase of New Equipment in a total aggregate amount not to exceed \$5,667,040.

B. Authorizes the sale, donation and/or disposition of Surplus Property.

C. Authorizes the Executive Director to dispose of Surplus Property through a variety of means, including sale, donation, scrapping, recycling, destruction and abandonment in compliance with Port Ordinance No. 4321, as more fully described in the Agenda Report.

D. Authorizes the Executive Director to execute all appropriate documents necessary to transfer ownership of property subject to the conditions stipulated, as more fully described in the Agenda Report.

E. Authorizes the Executive Director to procure the New Equipment at a total cost not to exceed \$5,667,040, provided, however, that the contract(s) for said procurement shall be approved as to form and legality by the Port Attorney.

F. Authorizes the Executive Director to award to the lowest responsive, responsible bidder the following items that exceed \$250,000: D6 Bulldozer, Grader, Loading Ramp & Passenger Lift.

G. Authorizes the Executive Director to waive competitive bidding and directly procure the electromagnetic inspection scanner through CEIA and the passenger lift through Lift-A-Loft Engineered Aerial Solutions Corporation; and be it

FURTHER RESOLVED, that 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 Board. This resolution approves and authorizes the disposition and execution of any necessary agreements in accordance with the terms of this resolution. Unless and until each such separate agreement is duly executed on behalf of the Board as authorized by this resolution, is signed and approved as to form and legality by the Port Attorney, and is delivered to other contracting party, there shall be no valid or effective agreement; and be it

FURTHER RESOLVED, 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.

DRAFT