



Consent Item 8

TO: East Bay Community Energy Board of Directors

FROM: Nick Chaset, Chief Executive Officer

SUBJECT: Amendment and Extension of Consulting Services Agreement with Sixth Dimension for design and construction management services (action item)

DATE: March 16, 2022

Recommendation

Delegate authority to the CEO to negotiate and execute a First Amendment to the Consulting Services Agreement with Sixth Dimension to expand the scope of work to include design and construction management services for the build of EBCE's headquarters at 251 8th Street in Oakland, to increase the compensation by \$216,995 for a total amount not to exceed \$250,000, and to extend the termination date to June 30, 2023.

Discussion

In the fall of 2021, EBCE issued a Request for Proposal (RFP) for property management and construction management services. Through this solicitation, EBCE selected Sixth Dimension - an Oakland, CA based, Alameda County SLEB certified business - to provide on-going property management services and construction management services for the design and build out of EBCE's headquarters. In December 2021, EBCE entered into the initial phase of the Consulting Services Agreement with Sixth Dimension focused on the property management scope of work and support selecting an architect to design the interior of 251 8th St. At the time, EBCE staff elected not to include a scope of work related to the design and construction of 251 8th St. because staff wanted to select an architect first, and better understand the schedule and likely scope of construction. As EBCE staff finalize selection of an architect, we are seeking to extend the term of the contract with Sixth Dimension for design and construction management services now that staff has a better understanding of the likely scope of construction, to increase the compensation to cover these services, and to extend the termination date through June 30, 2023.

Attachment

1. Resolution Authorizing the CEO to Negotiate and Execute a First Amendment to the Consulting Services Agreement with Sixth Dimension to Expand the Scope, Increase the Compensation, and Extend the Term

RESOLUTION NO. R-2022 -xx

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE EAST BAY COMMUNITY ENERGY AUTHORITY AUTHORIZING THE CEO TO
NEGOTIATE AND EXECUTE A FIRST AMENDMENT TO THE CONSULTING SERVICES
AGREEMENT WITH SIXTH DIMENSION TO EXPAND THE SCOPE, INCREASE THE
COMPENSATION, AND EXTEND THE TERM**

WHEREAS, The East Bay Community Energy Authority (“EBCE”) was formed as a community choice aggregation agency (“CCA”) on December 1, 2016, under the Joint Exercise of Power Act, California Government Code sections 6500 *et seq.*, among the County of Alameda and the Cities of Albany, Berkeley, Dublin, Emeryville, Fremont, Hayward, Livermore, Piedmont, Oakland, San Leandro, and Union City to study, promote, develop, conduct, operate, and manage energy-related climate change programs in all of the member jurisdictions. The cities of Newark and Pleasanton, located in Alameda County, along with the City of Tracy, located in San Joaquin County, were added as members of EBCE and parties to the JPA in March of 2020;

WHEREAS, in the Fall of 2021, EBCE issued a Request For Proposals for property management and construction management services;

WHEREAS, EBCE selected the vendor Sixth Dimension and executed a Consulting Services Agreement effective November 30, 2021, for construction management services;

WHEREAS, EBCE now requires additional services related to design and construction management services for the architect that will be improving 251 8th Street, Oakland.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE EAST BAY COMMUNITY ENERGY AUTHORITY DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The CEO is authorized to negotiate and execute a First Amendment to the Consulting Services Agreement with Sixth Dimension to expand the scope of services to include design and construction management services, to increase the compensation by \$216,995 for a total amount not to exceed \$250,000, and to extend the termination date to June 30, 2023.

ADOPTED AND APPROVED this 16th day of March, 2022.

Dianne Martinez, Chair

ATTEST:

Adrian Bankhead, Clerk of the Board