



Consent Item 13

TO: East Bay Community Energy Board of Directors

FROM: Jessie Denver, Director - Transportation Electrification

SUBJECT: Amendment to Consulting Services Agreement with Stantec for EV Charging Design Engineering Services

DATE: May 17, 2023

Recommendation

Adopt a Resolution authorizing the CEO to negotiate and execute a Fifth Amendment to the Consulting Services Agreement between East Bay Community Energy (“EBCE”) and Stantec for EV charging design engineering services, to increase the compensation amount by \$150,000 for a total amount not to exceed \$400,000, and to update and expand the Scope of Work to include Electric Vehicle (“EV”) Design Engineering services for additional cities within EBCE’s service territory.

Background and Discussion

Stantec was selected as EBCE’s EV charging design engineering consultant through a competitive selection process. Stantec has provided services related to EV Design Engineering services to EBCE for projects in the cities of Oakland, Piedmont, and Livermore, California. Stantec was selected for their expertise, history of completing similar projects for other public agencies, a clear and detailed outline—both in breadth and depth—in response to the instructions as stated in the solicitation for written quotes, and cost estimate for completing the Scope of Work. In February of 2021, EBCE’s CEO executed a Consulting Services Agreement (“CSA”) with Stantec for EV charging design engineering services. The CSA was amended four times, most recently in June 2022, all for the purposes of increasing the total compensation, expanding the scope of work, and to extend the termination date.

This proposed Fifth Amendment to the CSA with Stantec will increase the compensation amount to account for an increased number of EV charging projects and extend the term of the CSA. EBCE is aiming to develop several more EV fast charging hubs, which will require Design Engineering services; thus, EBCE staff seek to increase the not to exceed amount of this CSA by \$150,000 to account for the additional cost of these services, for a total compensation amount not to exceed \$400,000. EBCE is also seeking to extend the term of the CSA to December 29, 2023 to account for the time it takes to develop these infrastructure projects.

Fiscal Impact

All program costs will be funded through the Local Development budgets already authorized for this fiscal year.

Attachment

- A. Resolution of the Board of Directors Authorizing the CEO to Negotiate and Execute a Fifth Amendment to the Consulting Services Agreement with Stantec.

RESOLUTION NO. __

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE EAST BAY COMMUNITY ENERGY AUTHORITY AUTHORIZING THE CEO TO
NEGOTIATE AND EXECUTE A FIFTH AMENDMENT TO THE CONSULTING SERVICES
AGREEMENT WITH STANTEC**

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 Joint Powers Authority in March of 2020;

WHEREAS, Stantec was selected through a competitive selection process, and among the submissions received in response to a solicitation of written quotes Stantec was selected as the most qualified consultant to provide electric vehicle charging infrastructure design engineering services to EBCE; and

WHEREAS, in February 2021 the CEO executed Consulting Services Agreement with Stantec for electric vehicle charging infrastructure design engineering services, and that Consulting Services Agreement has been amended four times, most recently in June 2022. The prior amendments to the Agreement were all to add additional compensation, expand the Scope of Work, and extend the termination date; and

WHEREAS, EBCE seeks to develop several more EV fast charging hubs, which will require increasing the total amount of compensation of the Agreement by \$150,000 to account for the additional cost of these services, and to extend the term of the Agreement to December 29, 2023, to account for the time it takes to develop these infrastructure projects.

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

Section 1. The CEO is hereby authorized to negotiate and execute a Fifth Amendment to the Consulting Services Agreement with Stantec for electric vehicle charging design engineering services for the purpose of expanding the scope of work, extending the term of the Agreement to December 29, 2023, and increasing the total compensation by \$150,000, for a total amount not to exceed \$400,000.

ADOPTED AND APPROVED this 17th day of May, 2023.

Elisa Marquez, Chair

ATTEST:

Adrian Bankhead, Clerk of the Board