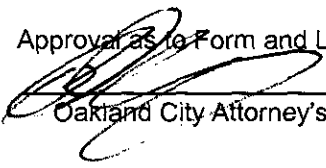


Approval as to Form and Legality

Oakland City Attorney's Office

OFFICE OF THE CITY CLERK
CITY OF OAKLAND

OAKLAND CITY COUNCIL

2007 MAR 15 PM 2:09

RESOLUTION No. 80495 C.M.S.

INTRODUCED BY COUNCILMEMBER _____

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH MURAKAMI/NELSON ARCHITECTURAL CORPORATION FOR AS-NEEDED ARCHITECTURAL DESIGN SERVICES FOR AN AMOUNT NOT TO EXCEED THREE HUNDRED FIFTY THOUSAND DOLLARS (\$350,000.00)

WHEREAS, professional architectural design services are needed to provide site and building assessments, conceptual planning, building programming, ADA and code analysis, preparation of conceptual through construction design documents, cost estimating, construction support and other services for various architectural related projects; and

WHEREAS, as-needed architectural design services agreements allow the City to promptly respond and provide the necessary services in an efficient and timely manner; and

WHEREAS, unscheduled projects will also occur throughout the three-year period and will likely require architectural design services; and

WHEREAS, it is anticipated that various funded capital improvement projects will utilize the as-needed services agreements; and

WHEREAS, funds will be identified prior to the performance of the architectural design services; and

WHEREAS, twenty one firms responded to City's Request for Proposals and Murakami/Nelson Architectural Corporation was chosen as one of the top rated firms to provide the services; and

WHEREAS, the City wishes to enter into a contract with Murakami/Nelson Architectural Corporation and the City Council finds that this contract is for services of a professional nature; and

WHEREAS, the City Council finds that the professional architectural design services are exempt from competitive bidding pursuant to Section 2.04.050 I of the Oakland Municipal Code; and

WHEREAS, the City Council finds that services under contract will be temporary; and

WHEREAS, the City Council finds and determines that the performance of this contract shall not result in the loss of employment or salary by any person having permanent status in the competitive services; now, therefore, be it

RESOLVED: That the City Administrator, or her designee, is hereby authorized to enter into an Agreement with Murakami/Nelson Architectural Corporation to provide as-needed architectural design services; and, be it

FURTHER RESOLVED: That the total amount of the Agreement is for an amount not to exceed Three Hundred Fifty Thousand Dollars (\$350,000.00); and, be it

FURTHER RESOLVED: That the contract term will be for three (3) years from the date of contract execution; and, be it

FURTHER RESOLVED: That the City Administrator, or her designee, is hereby authorized to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total compensation or the allocation of additional funds, provided that such amendments or extensions shall be filed with the City Clerk's Office; and, be it

FURTHER RESOLVED: That a copy of the agreement will be on file in the City Clerk's Office and will be approved for form and legality by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, APR 3 2007, 2007

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, ~~NADIEL~~, QUAN, REID AND
PRESIDENT DE LA FUENTE - 7


NOES - 0

ABSENT- 0

ABSTENTION- 0

Excused - Nadel - 1

ATTEST:


LATONDA SIMMONS
City Clerk and Clerk of the Council of
the City of Oakland, California