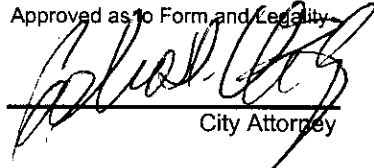


OFFICE OF THE CLERK
2007 JUN 11 11:3:05

OAKLAND CITY COUNCIL
RESOLUTION NO. 80707 C.M.S.

Approved as to Form and Legality

City Attorney

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HER DESIGNEE, TO INCREASE THE CONTRACT AMOUNT FOR THE CARTER GILMORE SPORTS COMPLEX (FORMERLY KNOWN AS GREENMAN FIELD) RENOVATION AND COMMUNITY PARK PROJECT WITH STAR CONSTRUCTION, INC., IN THE AMOUNT OF \$600,000.00, BRINGING THE TOTAL CONTRACT AMOUNT TO \$2,162,000.00 FOR THE CONSTRUCTION OF BALLFIELD IRRIGATION, DRAINAGE AND LANDSCAPING IMPROVEMENTS.

WHEREAS, the Carter Gilmore Sports Complex (formerly known as Greenman Field) Renovation and Community Park project will provide upgraded recreational facilities for neighborhood children and their families; and

WHEREAS, on July 18, 2006, the City Council approved Resolution No. 80037 C.M.S., awarding a construction contract to Star Construction, Inc., in the amount of \$1,200,000.00 for the Carter Gilmore Sports Complex Renovation and Community Park project; and

WHEREAS, on January 16, 2007, the City Council approved Resolution No. 80361 C.M.S., increasing the construction contract in the amount of \$362,000.00 to add the landscaped sound wall additive alternate to the project; and

WHEREAS, on February 27, 2007, the City Council approved Resolution No. 80447 C.M.S., authorizing the City Administrator to apply for, accept and appropriate grant funds in the amount of \$1,200,000.00 from the State of California Department of Housing and Community Development Workforce Housing (WFH) Reward Grant program; and

WHEREAS, the City Council also prioritized the list of projects to be funded with the WFH grant and the Carter Gilmore Sports Complex Renovation and Community Park project was the number one priority of the five recommended projects; and

WHEREAS, since the WFH grant is a per capita grant and because of the project's priority, it is highly probable that the additional improvements for the Carter Gilmore Sports Complex Renovation and Community Park project will be funded; and

WHEREAS, in June 2007, the state will notify the City of the actual amount of grant funding approved for the project; and

WHEREAS, staff is requesting authorization to increase the construction contract with Star Construction, Inc., to add the construction of ballfield irrigation, drainage, and landscaping improvements, and to increase the contract in the amount of six hundred thousand dollars (\$600,000.00), for a total contract amount of two million one hundred sixty-two thousand dollars (\$2,162,000.00) to cover the additional improvements; and

WHEREAS, staff is requesting authorization for the increase of the construction contract at this time in order to be able to expedite the added improvements once the WFH grant funding is confirmed; and

WHEREAS, the ballfield irrigation, drainage and landscaping improvements must be completed late summer 2007, to ensure the three ballfields are ready for the start of the 2008 baseball season; and

WHEREAS, the construction contract increase and the added project improvements are subject to the confirmation of the WFH grant, and the contractor will not be directed to proceed with any of the added improvements until the WFH grant is fully confirmed; and

WHEREAS, should the City not receive the WFH grant, the ballfield irrigation, drainage and landscaping improvements will not be added to the project; and

WHEREAS, the City lacks the equipment and qualified personnel to perform the necessary work, and the City Council finds that performance of this contract is in the public interest because of economy and services under this 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 service; now, therefore be it

RESOLVED: That the City Administrator is hereby authorized to increase the construction contract with Star Construction, Inc., to add the construction of ballfield irrigation, drainage and landscaping improvements, and to increase the contract in the amount of six hundred thousand dollars (\$600,000.00), for a total contract amount of two million one hundred sixty-two thousand dollars (\$2,162,000.00) to cover the additional improvements; and be it

FURTHER RESOLVED: That if the State of California Department of Housing and Community Development Workforce Housing Reward Grant is not received or a reduced amount is awarded, the added scope of work will be reduced as appropriate; and be it

FURTHER RESOLVED: That the City Administrator, or her designee, is hereby authorized to execute any amendments or modifications of said contract within the limitations of the revised project specifications; 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, JUL 3 2007, 20

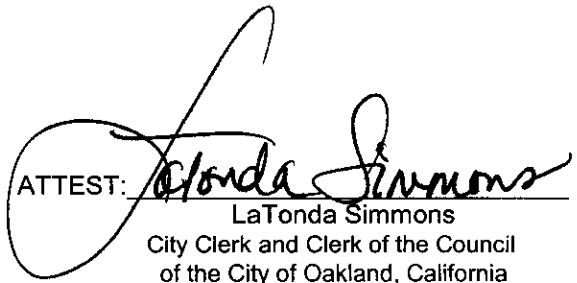
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, CHANG, ~~VERMONT~~, NADEL, ~~DAVIS~~, REID, and PRESIDENT DE LA FUENTE - 6

NOES - 0

ABSENT - Kernighan, Quan - 2

ABSTENTION - 0

ATTEST: 
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California