



FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

RESOLUTION NO. 79047 C. M. S.

2005 JAN 13 PM 8:19

Resolution Authorizing the City Administrator to Execute a Contract with Francisco & Associates for a Two-Year Amount Not to Exceed \$31,339 to Perform District Engineering Services For the Violence Prevention and Public Safety Act of 2004 (Measure Y) for Fiscal Years 2005-06 and 2006-07

WHEREAS, the City Council and local voters approved the Violence Prevention and Public Safety Act of 2004 (Measure Y) in the November 2004 General Election by greater than a two-thirds majority vote; and

WHEREAS, a professional engineer should be retained for the Measure Y to delineate the parcels included within the boundaries, to determine the land uses and assessment rates for each parcel in order to develop the Assessment Roll annually for the County Assessor, and assist with any informational requests required by the City relating to the special parcel tax levy; and

WHEREAS, it is in the City's best interest to continue to utilize a consulting assessment engineer who can provide a perspective based on impartial engineering judgment, who can represent an interest not associated with the City or the affected property owner, and who possesses expertise not currently resident within the existing City staff; and

WHEREAS, Francisco & Associates, Inc. has done a commendable job as the District Engineer for the Districts over the past four fiscal years and was awarded a contract to provide district engineering services for the Landscaping and Lighting Assessment District, the Wildfire Prevention Assessment District, the Emergency Medical Services Retention Act of 1997 (Measure M), the Paramedic Services Act of 1997 (Measure N), the Library Services Retention and Enhancement Act of 2004 (Measure Q), and the Rockridge Library Community Facilities District of 1992 for Fiscal Years 2005-06 and 2006-07 after a competitive selection process following the issuance of a Request for Proposals (RFP); and

WHEREAS, Francisco & Associates, Inc. can provide the requisite data in the shortest amount of time and at the least cost, given its familiarity with the City of Oakland and the data; and

WHEREAS, Francisco & Associates, Inc. meets the the City's minimum participation requirement for Small/Small Local Business Enterprises; and

WHEREAS, Francisco & Associates, Inc. is agreeable to a contract under the terms and conditions agreeable to the City; and

WHEREAS, engineering services are required immediately to develop prepare data for the Alameda County FY 2005-06 Assessment Roll, and respond to requests relative to this Special Parcel Tax Levy; and

WHEREAS, the City Council finds that the service is professional, scientific or technical, is temporary in nature, and shall not result in the loss of salary or employment by any person having permanent status in the competitive service;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Oakland that the City desires to continue with the preparation and acts necessary for this Special Property Tax Levy; and be it further

RESOLVED that the City Administrator is authorized as follows:

1. Execute a contract with Francisco & Associates, Inc. for FY 2005-06 and FY 2006-07, for mandated district engineering services in an amount not-to-exceed \$31,339.
2. Designate Francisco & Associates, Inc. as the Engineer of Work for the Violence Prevention and Public Safety Act of 2004 for FY 2005-06 and FY 2006-07.
3. Determine a contract period of January 1, 2005 through December 31, 2006.

And be it further

RESOLVED that funding for the contract will come from the Violence Prevention and Public Safety Act -- Measure Y Fund (org# 02811, fund #2251), with the three percent contract compliance fee of \$1,001 for a total of \$32,340; and be it further

RESOLVED, pursuant to O.M.C. Chapter 2.04, Section 2.04.051.B, the City Council finds and determines that it is in the best interests of the City to waive the requirement for competitive requests for proposals and authorize the City Administrator to negotiate and enter into a professional services agreement with Francisco and Associates, Inc. to provide district engineering services for Measure Y parcel assessments in an amount not to exceed thirty-one thousand, three-hundred and thirty-nine dollars (\$31,339.00); and, be it further

RESOLVED that the City Attorney will review the contract as to form and legality, and a copy of such executed contract will be placed on file at the City Clerk's Office.

IN COUNCIL, OAKLAND, CALIFORNIA, FEB 1 2005, 2005

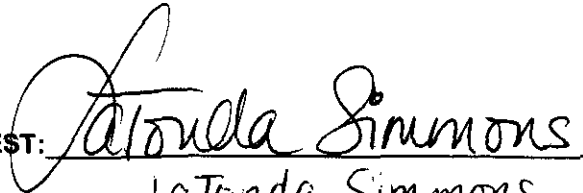
PASSED BY THE FOLLOWING VOTE:

BRUNNER, ~~BROOKS~~, CHANG, DE LA FUENTE, NADEL, QUAN, ~~REID~~, ~~WON~~ -

DISTRICT 2 - VACANT

AYES--- 5
NOES--- 0
ABSENT--- BROOKS - 1
ABSTENTION--- 0
EXCUSED - REID - 1

ATTEST:



Interim

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