

2007 MAY 01 PM 3:19 OAKLAND CITY COUNCIL

Robert J. Tom
City Attorney

RESOLUTION No. 80640 C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A TWO YEAR AGREEMENT FROM JULY 1, 2007 TO JUNE 30, 2009 WITH THE LAKE MERRITT INSTITUTE FOR PROFESSIONAL SERVICES TO PROVIDE CLEANUP, MAINTENANCE, MONITORING, VOLUNTEER COORDINATION, AND TECHNICAL ASSISTANCE AT LAKE MERRITT IN AN AMOUNT NOT TO EXCEED THREE HUNDRED TWENTY THOUSAND DOLLARS (\$320,000), AND TO EXTEND THE INITIAL CONTRACT PERIOD (JULY 1, 2007 TO JUNE 30, 2009) AN ADDITIONAL TWO YEARS (THROUGH JUNE 30, 2011) IF THE PERFORMANCE STANDARDS IN THE SCOPE OF WORK ARE MET.

WHEREAS, the highly visible trash in Lake Merritt is the cause of many citizen complaints and the debris, if not collected and disposed of, will have an adverse effect on not only the Lake's water quality, but on the image of the City of Oakland; and

WHEREAS, the City Council finds that this contract will increase efforts to de-list Lake Merritt from the State of California 303d list of "Impaired Water Bodies" for high levels of trash and low levels of dissolved oxygen, to fulfill the State of California Regional Water Quality Control Board requirements of the City of Oakland, and to avoid Federal and State Clean Water Act violations and penalties; and

WHEREAS, the City Council finds that this contract is for services of a professional, scientific, or technical nature and they further economy and promote the delivery of comprehensive services to Lake Merritt; and

WHEREAS, the City Council finds that this contract shall not result in the loss of employment or salary by any person having permanent status in the competitive service; and

WHEREAS, the Consultant's performance will be measured on a quarterly basis, and will be based on the review and evaluation of established performance standards; now, therefore be it

RESOLVED: That the City Administrator is hereby authorized to enter into a contract agreement with the Lake Merritt Institute for professional services for volunteer coordination, trash cleanup, operations and maintenance, monitoring, technical assistance, and public outreach at Lake Merritt and in the Lake Merritt Watershed from July 1, 2007 to June 30, 2009 for a total contract amount not-to-exceed three hundred twenty thousand dollars (\$320,000); and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to extend the initial contract period (July 1, 2007 to June 30, 2009), an additional two years, through June 30, 2011, if the performance standards stated above are met with satisfaction; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to enter into the contract with the LMI Team beginning on July 1, 2007, and is further authorized to approve any subsequent amendments to or extensions of said agreement including a two-year contract extension from July 1, 2009 to June 20, 2011 period (conditional on available funding), provided that such amendments or extension shall be filed with the City Clerk's Office; and be it

FURTHER RESOLVED: That a copy of said Agreement will be on file in the Office of the City Clerk, in the City of Oakland, and will be approved by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 19 2007, 20

PASSED BY THE FOLLOWING VOTE:

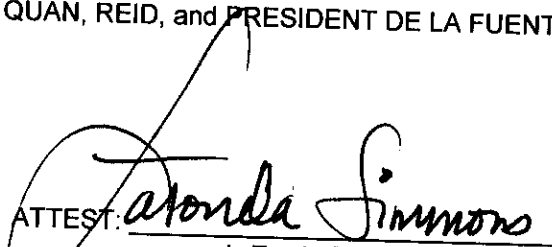
AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:



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