



FILED
OFFICE OF THE CITY CLERK
OAKLAND

2013 MAY 16 PM 4:08 **AGENDA REPORT**

TO: DEANNA J. SANTANA
CITY ADMINISTRATOR

FROM: VITALY B. TROYAN

SUBJECT: Lake Merritt Channel to Bay Trail
Connector Project

DATE: April 8, 2013

City Administrator
Approval

Date

5/16/13

COUNCIL DISTRICT: 2,3

RECOMMENDATION

Staff recommends that the City Council approve the following Resolutions:

- 1) Authorizing the City Administrator, or her designee, to award and enter into a professional services contract with Moffatt and Nichol Engineers for design and engineering services for the Lake Merritt Channel to Bay Trail Connector Project (No. C242510) up to an amount not-to-exceed two million six hundred thousand dollars (\$2,600,000.00);
- 2) Authorizing the City Administrator, or her designee, to apply for, accept and appropriate grant funds up to one hundred thousand dollars (\$100,000.00) from the San Francisco Bay Trail Regional Development Program Grant for the Lake Merritt Channel to Bay Trail Connector Project (No. C242510);
- 3) Authorizing the City Administrator, or her designee, to apply for, accept and appropriate grant funds up to one hundred thousand dollars (\$100,000.00) from the East Bay Regional Park District – Measure WW Regional Open Space, Wildlife, Shoreline and Open Space Park Bond Extension for the Lake Merritt Channel to Bay Trail Connector Project (No. TBD);
- 4) Authorizing the City Administrator, or her designee, to apply for, accept and appropriate grant funds up to four hundred thousand dollars (\$400,000.00) from the Alameda County Transportation Commission (ACTC) Measure B and/or Vehicle Registration Fee (VRF) Grant Funding, for the Lake Merritt Channel to Bay Trail Connector project (No. C242510); and
- 5) Authorizing the City Administrator, or her designee, to reallocate measure DD series 2009B bond proceeds in an amount up to seven hundred seventy thousand dollars (\$770,000.00) within the Estuary Waterfront Access Category from the Brooklyn Basin project (C394410) to a sub-project for the Lake Merritt Channel to Bay Trail Connector Project (No. TBD).

Item: _____
Public Works Committee
May 28, 2013

EXECUTIVE SUMMARY

The Council is requested to approve resolutions authorizing the City Administrator to award a professional services contract to Moffatt and Nichol Engineers for design and engineering services for the Lake Merritt Channel to Bay Trail Connector Project (Connector Project) up to an amount not-to-exceed 2.6 million dollars (\$2,600,000.00) and authorizing the City Administrator to apply for, accept and appropriate various grant funds for the project.

A Request for Proposal (RFP) for design and engineering services was advertised in 2012. Ten proposals were received; interviews were conducted for the top four teams and the interview panel selected Moffatt and Nichol as the firm most suitable for the project.

The Connector Project will span from the opening of the Lake Merritt Channel at the Oakland Estuary, over the Embarcadero and Union Pacific Railroad tracks, to complete the trail connection between the San Francisco Bay Trail and Lake Merritt (See *Attachment A: Project Location Map*).

OUTCOME

Approval of the resolutions will 1) authorize the City Administrator to award and execute a professional services agreement with Moffat and Nichol Engineers to perform design and engineering services up to an amount not to exceed \$2.6 million for the project; 2) authorize the City Administrator to apply for, accept and appropriate various grant funds for the project; and 3) reallocate Measure DD funds to support the project.

BACKGROUND/LEGISLATIVE HISTORY

Through a variety of planning processes in the mid 90's, the Connector Project was proposed and thereby incorporated into a variety of local and regional plans over the last ten years. As stated in the Estuary Policy Plan 1999: Policy OAK-3 Link the Estuary to Lake Merritt – “the link between the Estuary and Lake Merritt is dominated by obstacles. Given the significant historical relationship between the Lake, the Channel and the Estuary, it is incongruous that a physical connection between them has not been completed.”

With the main precursors to this project developed under the Measure DD Bond program, the 12th Street Improvement Project, Lake Merritt Channel Improvements at 10th Street, and the Lake Merritt Channel Pedestrian Improvements at 7th Street are all underway. The City is now positioned to proceed with this final gap closure to “Create a system of public open spaces that connects Lake Merritt Channel to the Estuary” as described in the Estuary Policy Plan.

Item: _____
Public Works Committee
May 28, 2013

The San Francisco Bay Trail Plan outlined the policy of developing a regional hiking and bicycling trail connecting the nine bay area counties. Completion of this trail segment will provide a connector trail linking the Oakland Estuary to the Lake Merritt consistent with the San Francisco Bay Trail Plan. The Association of Bay Area Government which oversees the Bay Trail Plan implementation wishes to support the connector to Lake Merritt and will participate in providing initial planning funds.

The East Bay Regional Park District (EBRPD) is also supportive of the project as the bridging connection contributes to the District's objective for interconnected trail systems and the protection and preservation of natural and cultural resources in the East Bay. EBRPD has approved a proposal to provide planning funds from Measure WW Bond for the project. The Connector Project will span from the opening of the Lake Merritt Channel at the Oakland Estuary, over the Embarcadero and Union Pacific Railroad tracks, under Interstate 880 and connect to the trail system behind Laney College. This will complete the last gap in the trail connection between the San Francisco Bay Trail and Lake Merritt (See *Attachment A: Project Location Map*).

The new connector/bridge is anticipated to be approximately 4,000 feet long with the geometries and design to be determined as part of the environmental process. The project requires full architectural and engineering design services for the connector, from review of existing data through construction administration phases. The consultant team will be responsible for reviewing existing documents, conducting the State and Federal environmental process, holding public meetings, preparing a site survey, and gathering data and information to assist the community and the City to select the appropriate design for the connector. The design team will work with City staff and the community from the beginning of program development, through design development and preparation of construction documents, and provide technical support through construction completion.

The connection between the Estuary and Lake Merritt is bifurcated by substantial barriers. The current at-grade corridor poses safety concerns and site challenges for access. The objective of this bridging connector is to provide safe and efficient access for bicyclists and pedestrians by means of a "state-of-the art" design.

ANALYSIS

Consultant Services

A RFP for design and engineering services was issued seeking a firm most suitable for the proposed project. Ten proposals were received. A panel consisting of members of the community, East Bay Regional Park District, East Bay Bicycle Coalition, and City staff reviewed the proposals and recommended four firms for interview. The interview criteria included the following:

Item: _____
Public Works Committee
May 28, 2013

1. Relevant experience and strengths of the firm;
2. Organization of firm, availability of resources and capability to meet project schedules;
3. Qualifications of project team and project manager;
4. Proposed project approach and creativity;
5. Meaningful responses to interview questions; and
6. Ability to provide high quality customer service to the City and the community.

Based on the review process and interviews, the panel recommended Moffatt and Nichol Engineers as the firm most suitable for the project and staff began negotiating contract terms.

The Department of Contracting and Purchasing Compliance Analysis has deemed all ten proposers responsive, however, three of the firms would have to come into Equal Benefits Ordinance (EBO) compliance prior to award. Please see *Attachment B - Contract Compliance & Employment Services Compliance Analysis* for details.

Staff proposes that Council award a professional services contract to Moffatt and Nichol Engineers for design and engineering services for an amount not to exceed 2.6 million dollars (\$2,600,000.00). Moffatt & Nichol Engineers meets the City's Local/Small Local Business Enterprise with 56.00% LBE/SLBE/VSLE/LPE.

Upon approval of the resolution, the notice to proceed is estimated to be issued by July 2013.

Measure DD Fund Reallocation

Resolution 82096 CMS, dated May 28, 2009, allocated \$823,000.00 from Measure DD Series B for the Brooklyn Basin segment of the Oakland Waterfront Trail. Due to right of way issues, staff has not been able to move forward with this project and does not anticipate that it will move forward in the immediate future. As the property becomes available, staff will return to Council and request reallocation of funds from the Estuary Waterfront Access Category for the cost of the Brooklyn Basin project. Until then, staff recommends reallocating \$770,000.00 to the Connector Project to move this highly anticipated project forward.

PUBLIC OUTREACH/INTEREST

The Project is highly noted throughout various City and regional plans as listed in the Fiscal/Policy Alignment section of this report. Through the development of those plans, public outreach was conducted. Results of the feedback and participation deemed this project as a priority to complete the regional trail connection from the Oakland Estuary to the Lake Merritt Channel, the pedestrian and bicycle access from the waterfront to main parts of the City, and

Item: _____
Public Works Committee
May 28, 2013

regional transportation access plan. As the preliminary project planning begins, additional outreach and community input will be sought and incorporated for the design.

COORDINATION

The Public Works Agency has consulted with the Office of the City Attorney, Budget Office and Contract and Compliance Unit in the preparation of this report.

COST SUMMARY/IMPLICATIONS

Award of the proposed contract will allow the City to execute an agreement with Moffat and Nichol to provide full design and engineer services for the project from preliminary design through construction. Currently, the City has \$1.9 million available and an additional \$400,000 grant pending approval. Since, this is a large multiyear project, Moffat and Nichol will be authorized the full contract; however, Moffat and Nichol will only be issued notices to proceed for services in phases as project funds become available. Moffat and Nichol will be authorized initially to complete through 35% design. The completed 35% design will be utilized to seek additional project funds for construction and associated costs. The consultant will be authorized to complete remaining design once full funding is available. Any remaining shortfall for design contingency services will be funded by Measure DD funds in Estuary Waterfront Trail Category if required.

1. AMOUNT OF RECOMMENDATION/COST OF PROJECT:

Consultant Services	\$2,300,000.00
Contingency	\$300,000.00
Total Project Costs	<u>\$2,600,000.00</u>

2. COST ELEMENTS OF AGREEMENT/CONTRACT

Preliminary Engineering & Public Outreach	\$230,000.00
35% Design and Environmental Evaluation	\$645,000.00
50% Design	\$385,000.00
100% Plans and Specifications	\$880,000.00
Bid and Construction Support	\$150,000.00
Miscellaneous reimbursable items/reproduction, allowance	\$10,000.00
Total Contract	<u>\$2,300,000.00</u>
Contingency	\$300,000.00
Total Project Cost	<u>\$2,600,000.00</u>

3. SOURCE OF FUNDING:

<u>Fund</u>	<u>Amount</u>
Measure DD Fund (5320), Estuary Park - Lake Merritt Channel to Bay Trail Connector (Project No. C242510), Capital Improvement Org. (92270), Consultant Account (54411), Project Delivery Program (IN06)	\$730,000.00
Measure DD Fund (5321), Brooklyn Basin (Project No. C394410), to be transferred to a sub-project for Estuary Park - Lake Merritt Channel to Bay Trail Connector (Project No. TBD), Capital Improvement Org. (92270), Consultant Account (54411), Project Delivery Program (IN06)	\$770,000.00
Measure WW Bond Fund (2260), Lake Merritt Channel Pedestrian Bicycle Connector (Project No. TBD), Capital Improvement Org. (92270), Architectural and Engineering Services Account (54411), Project Delivery Program (IN06)	\$100,000.00
San Francisco Bay Trail Grant Fund (2159), Lake Merritt Channel to Bay Trail Pedestrian Bicycle Connector (Project No. TBD), Capital Improvement Org. (92270), Architectural and Engineering Account (54411), Project Delivery Program (IN06)	\$100,000.00
Measure B Pass Through Fund (2212), Allocate fund from FY 13-14 Budget for Measure B Bicycle/Pedestrian Pass-Through Funds – Pedestrian Facilities Design and Implementation Plan (Project No. C428310) to the Lake Merritt Channel to Bay Trail Connector (Project No. TBD), Capital Improvement Org. (92270), Architectural and Engineering Account (54411), Project Delivery Program (IN06)	\$200,000.00
Total Available Funds To-Date:	\$1,900,000.00

Item: _____
Public Works Committee
May 28, 2013

ACTIA Reimbursable Grants Fund (2214), Lake Merritt Channel to Bay Trail Connector (Project No. TBD), Capital Improvement Org. (92270), Architectural and Engineering Account (54411), Project Delivery Program (IN06) – PENDING APPROVAL	\$400,000.00
Total Anticipated Available Funds upon Council Approval:	<u>\$2,300,000.00</u>
Contingency Funds (Measure DD Estuary Waterfront TBD if required)	\$300,000.00
Total Project Fund	<u>\$2,600,000.00</u>

4. FISCAL IMPACT:

The design phase of the project has no immediate operational fiscal impact. The City successfully sought San Francisco Bay Trail Grant and East Bay Regional Park District's Measure WW Bond fund participation to support initial design scope. In addition, City's FY13-14 Budget for Measure B Bicycle/Pedestrian Pass-Through Funds – Pedestrian Facilities Design and Implementation Plan (Project No. C428310) will allocate \$200,000 to this project for initial planning/design. The City awaits the results of the Alameda County Transportation Commissions 2012/13 Coordinated Program Grant. Once the City completes the environmental process and the preliminary design of the connection, the project will be better positioned to compete for additional grant funds for the remaining design and the construction of the project. It is critical to complete the design and construction of this connector to meet City and regional plans as well as meet Measure DD Waterfront Trail program. If funding is secured, there will be long-term costs associated with maintaining the connecting structure.

FISCAL/POLICY ALIGNMENT

As noted in the below Planning Documents, this project has been part of the City's long term strategy to improve the livability, open space, recreational opportunities and transportation infrastructure within the City and regionally. It is currently in the following plans:

Item: _____
Public Works Committee
May 28, 2013

- City of Oakland Bicycle Master Plan
- City of Oakland Pedestrian Master Plan
- City of Oakland Estuary Policy Plan
- City of Oakland Lake Merritt Station Area Plan
- City of Oakland Open Space Conservation and Recreation Plan
- Alameda Countywide Transportation Plan
- Alameda Countywide Bicycle Plan
- Alameda Countywide Pedestrian Plan
- San Francisco Bay Trail
- Metropolitan Transportation Commission's Regional Transportation Plan

As such, it will "Create a system of public open spaces that connects Lake Merritt Channel to the Estuary".

PAST PERFORMANCE, EVALUATION AND FOLLOW-UP

Moffat and Nichols has no current evaluations in the last 12 months, however, they have successfully completed projects in the past with satisfactory results.

SUSTAINABLE OPPORTUNITIES

Economic: The project will generate jobs for Oakland residents, and business tax, sales tax and other revenues for the City by those who work on the project.

Environmental: The final elements will be developed upon completion of design. However, it is anticipated that the contractor will be required to use recyclable construction materials to the extent feasible, to recycle construction debris in accordance with City standards, to use Light Emitting Diode (LED) lighting, drought-tolerant plants and water efficient irrigation system to reduce the amount of resources required.

Social Equity: The connector provides free access to desired amenities not currently available in the neighborhood. The connector will also increase the open space per capita within the City of Oakland.

CEQA

CEQA and environmental process will be incorporated as part of the project planning process.

For questions regarding this report, please contact Diane Tannenwald, Capital Improvement Project Coordinator, at (510) 238-6386.

Respectfully submitted,

for 
VITALY B. TROYAN, P.E.
Director, Public Works Agency

Reviewed by:
Michael Neary, P.E., Assistant Director
PWA, Department of Engineering and Construction

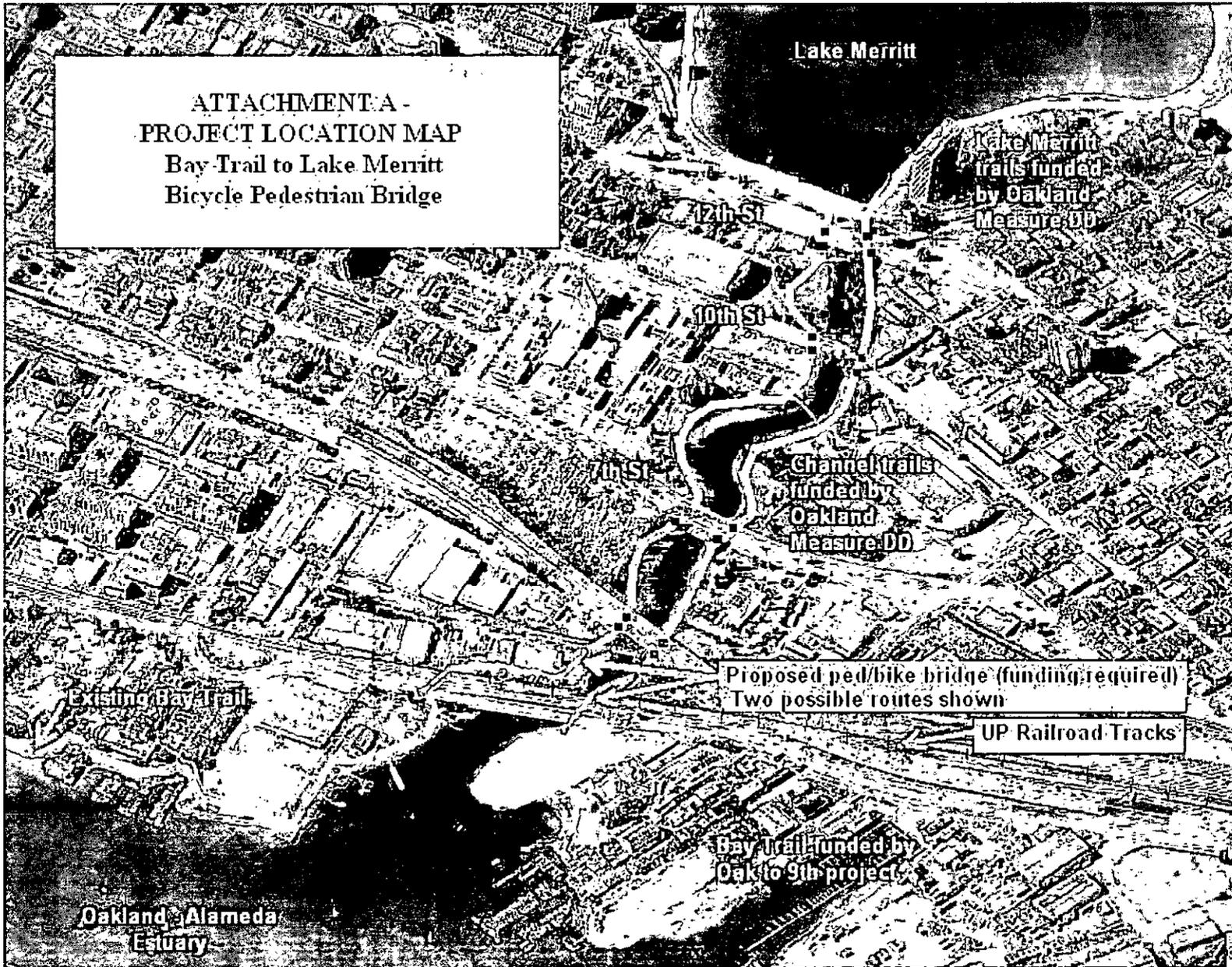
Prepared by:
Diane Tannenwald, CIP Coordinator
Project Delivery Division

Attachments:

Attachment A: Project Location Map

Attachment B: Contract Compliance & Employment Services Compliance Analysis, dated 06/12/12.

Item: _____
Public Works Committee
May 28, 2013



Memo

City Administrator's Office-Contracts and Compliance Unit

To: Diane Tannenwald, Project Manager
 From: Sophany Hang, Assistant Contract Compliance Officer
 Through: Deborah Barnes, Contracts and Compliance Manager
 Shelley Darensburg, Senior Contract Compliance Officer *S. Darensburg*
 Co: Calvin Hao, PWA Contract Services
 Date: June 1, 2012 (Revised 6/12/12)
 Re: RFP for Bay Trail to Lake Merritt Pedestrian/Bicycle

City Administrator's Office, Contracts and Compliance Unit conducted a compliance review of ten (10) proposals in response to the above referenced project. Below is the outcome of the compliance evaluation for the minimum 50% Local and Small Local Business Enterprise (L/SLBE) participation requirement. Effective February, 2012, the City waived the 25% Small Local Business Enterprise (SLBE) requirement for certified local prime contractors competing for professional services contracts. In addition, firms are reviewed for compliance with the Equal Benefits Ordinance (EBO).

Responsive to L/SLBE Policies Company Name SLBE/VSLBE/LPG Certified Firms	Proposed Participation					Preference Points			EBO Compliant? Y/N
	Total LBE/ SLBE/VSLBE/LPE	LBE	SLBE	*VSLBE/LPG	Total Credited participation	L/SLBE Participation Preference Points	Years in Oakland Preference Points	Oakland Workforce Preference Points	
AECOM Technical Services (LBE)	87.00%	82.00%	5.00%	0.00%	87.00%	5 pts	1 pt	0 pts	N
Biggs Cardosa Associate Inc. (LBE)	81.00%	81.00%	0.00%	0.00%	81.00%	5 pts	.5 pt	0 pts	Y
Lowney Architecture (SLBE)	55.00%	5.00%	50.00%	0.00%	55.00%	2 pts	.5 pt	0 pts	Y
Moffatt & Nicol (LBE)	56.00%	50.00%	6.00%	0.00%	56.00%	2 pts	1.5 pts	0 pts	Y
Rajappan & Meyer Consulting Engineers, Inc. (LBE)	86.50%	79.50%	7.00%	0.00%	86.5%	5 pts	1 pt	0 pts	Y
Telamon Engineering Consultants, Inc. (LBE)	88.00%	55.00%	31.00%	4.00%	88.00%	5 pts	1.5 pts	0 pts	N
Wood Rodgers, Inc. (LBE)	69.00%	63.00%	6.00%	0.00%	69.00%	3 pts	.5 pt	0 pts	Y
Company Name Non-Local and Non-LBE Certified Firms									
Arup North America, Ltd.	50.00%	17.00%	33.00%	0.00%	50.00%	2 pts	NA	0 pts	N
OPAC Consulting Engineers	59.50%	17.20%	27.50%	14.80%	59.50%	2 pts	NA	0 pts	Y
Roma Design Group	50.00%	20.00%	30.00%	0.00%	50.00%	2 pts	NA	0 pts	Y

Comments: As noted above, all firms met and/or exceeded the minimum 50% L/SLBE participation requirement. Firms that are not EBO compliant will have to come into compliance prior to award.

*Pursuant to the L/SLBE Program, a Very Small Local Businesses Enterprise's (VLSBE) participation has been double counted toward meeting the L/SLBE requirement

Should you have any questions you may contact Sophany Hang at (510) 238-3970.



CONTRACTS AND COMPLIANCE

Compliance Division

PROJECT COMPLIANCE EVALUATION FOR :

RE: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

CONSULTANT/CONTRACTOR: AECOM Technical Services

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
NA	NA	NA
<u>Bid discounted amount:</u>	<u>Discount/Preference Points:</u>	
N/A	5	

1. Did the 50% local/small local requirement apply: **YES**

2. Did the contractor meet the 50% requirement **YES**

a) % of LBE participation **82.00%**

b) % of SLBE participation **5.00%**

c) % of VSLBE participation **0.00%**

3. Did the contractor receive bid discount/preference points? **YES**

(If yes, list the points received) **5 points**

5. Additional Comments

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

6/12/2012
Date

Reviewing Officer: *Stephen Hanff*

Date: 6/12/2012

Approved By: *Shelley Darenburg*

Date: 6/12/2012

LBE/SLBE Participation AECOM Technical Services

Project Name: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

Project No.: C394110		Engineer's Estimate					Under/Over Engineers Estimate:				
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	VSLBE	Total LBE/SLBE %	Total Percentages	For Tracking Only		
									Ethn.	MBE	WBE
PRIME Bicycle/Pedestrian Advocacy Public Outreach Bridge Architecture Geotechnical/Hazardous Material Landscape Architecture Surveys, Mapping, Right- of-Way Engineering	AECOM Technical Services	Oakland	CB	60.00%			60.00%	60.00%	C		
	Bicycle Solutions	San Francisco	UB					2.00%	C		
	Circlepoint	Oakland	CB	10.00%			10.00%	10.00%	C		
	MacDonald Architects	San Francisco	UB					3.00%	C		
	Ninyo & Moore	Oakland	CB	12.00%			12.00%	12.00%	H	12.00%	
	PGAdesign	Oakland	CB		5.00%		5.00%	5.00%	C		5.00%
	RBF Consulting	Oakland	UB					8.00%	NL		
Project Totals				82.00%	5.00%	0.00%	87.00%	100.00%		12.00%	5.00%
Requirements: The 50% requirement can be satisfied by a combination of 25% LBE and 25% SLBE. The SLBE requirement is waived for Oakland certified prime consultants. A VSLBE's participation is double counted toward meeting the requirement.				LBE 25% or 50%	SLBE 25%	VSLBE	TOTAL LBE/SLBE 50%	TOTAL	Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend		LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise			UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise						



CONTRACTS AND COMPLIANCE

Compliance Division

PROJECT COMPLIANCE EVALUATION FOR :

RE:

Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

CONSULTANT/CONTRACTOR: Biggs Cardosa

Engineer's Estimate:

NA

Contractors' Bid Amount

NA

Over/Under Engineer's

Estimate

NA

Bid discounted amount:

N/A

Preference Points:

5

1. Did the 50% local/small local requirement apply? YES

2. Did the contractor meet the 50% requirement YES

a) % of LBE participation 81.00%

b) % of SLBE participation 0.00%

c) % of VSLBE participation 0.00%

3. Did the contractor receive bid discount/preference points? YES

(If yes, list the points received) 5 points

5. Additional Comments.

[Empty box for additional comments]

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

6/12/2012

Date

Reviewing Officer:

Sybil Haff

Date: 6/12/2012

Approved By:

Shelley Darenburg

Date: 6/12/2012

LBE/SLBE Participation Biggs Cardosa Associates Inc.

Project Name: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

Project No.: C394110		Engineer's Estimate				Under/Over Engineers Estimate:						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	VSLBE	Total	Total	For Tracking Only			
							LBE/SLBE %	Percentages	Ethn.	MBE	WBE	
PRIME	Biggs Cardosa	Oakland	CB	51.00%			51.00%	51.00%	C			
Bridge Architecture	Donald MacDonald Architects	San Francisco	UB					9.00%	C			
Civil Engineering, etc.	BKF Engineers	Oakland	CB	17.00%			17.00%	17.00%	C			
Landscape Design, etc.	ALTA Planning and Design	San Rafael	UB					5.00%	NL			
Environmental Studies, etc.	Environmental Science Assoc.	Oakland	CB	7.00%			7.00%	7.00%	C			
Geotechnical	Parikh Consultants	Oakland	CB	6.00%			6.00%	6.00%	AP	6.00%		
Railroad Coordination/Permitting	Chiodo & Associates	Philo	UB					2.00%	C			
Traffic Studies/Electrical	Fehr and Peers	Oakland	UB					2.00%	C			
Simulation	Digital Imaging Studio	Alameda	UB					1.00%	C			
Project Totals				81.00%	0.00%	0.00%	81.00%	100.00%		6.00%	0.00%	
Requirements: The 50% requirement can be satisfied by a combination of 25% LBE and 25% SLBE. The SLBE requirement is waived for Oakland certified prime consultants. A VSLBE's participation is double counted toward meeting the requirement				LBE 25% OR 50%	SLBE 25%	VSLBE	TOTAL LBE/SLBE 50%	TOTAL	Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend		LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise						



CONTRACTS AND COMPLIANCE

Compliance Division

PROJECT COMPLIANCE EVALUATION FOR:

RE: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

CONSULTANT/CONTRACTOR: Lowney Architecture

Engineer's Estimate:
NA

Contractors' Bid Amount
NA

Over/Under
Engineer's
Estimate
NA

Bid discounted amount:
N/A

Preference Points:
2

1. Did the 50% local/small local requirement apply: **YES**

2. Did the contractor meet the 50% requirement **YES**

a) % of LBE participation **5.00%**

b) % of SLBE participation **50.00%**

c) % of VSLBE participation **0.00%**

3. Did the contractor receive bid discount/preference points? **YES**

(If yes, list the points received) **2 points**

5. Additional Comments.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

6/12/2012

Date

Reviewing
Officer:

Sydney Hang

Date: 6/12/2012

Approved By:

Shelley Darenburg

Date: 6/12/2012

LBE/SLBE Participation Lowney Architecture

Project Name: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

Project No.: C394110		Engineer's Estimate					Under/Over Engineers Estimate					
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	VSLBE	Total LBE/SLBE %	Total Percentages	For Tracking Only			
									Ethnic	MBE	WBE	
PRIME	Lowney Architecture	Oakland	CB		35.00%		35.00%	35.00%	C			
Structural Engineer	KPFF	SF	UB					20.00%	NL			
Civil Engineer	Hyphae Design Laboratory	Oakland	CB		15.00%		15.00%	15.00%	C			
Geotechnical	Gal Engineering & Geology	Oakland	CB	5.00%			5.00%	5.00%	C			
Landscape Architect	Adrienne Wong Associates	Oakland	UB					23.00%	AP	23.00%	23.00%	
Lighting Designer	Illuminosa	Berkeley	UB					1.00%	NL		1.00%	
Cost Estimating	Cooper Pugaeda Management	SF	UB					1.00%	AP	1.00%		
Project Totals					5.00%	50.00%	0.00%	55.00%	100.00%		24.00%	24.00%
Requirements: The 50% requirement can be satisfied by a combination of 25% LBE and 25% SLBE. The SLBE requirement is waived for Oakland certified prime consultants. An VSLBE's participation is double counted toward meeting the requirement				LBE 25% OR 50%	SLBE 25%	VSLBE	TOTAL LBE/SLBE 50%	TOTAL	Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend		LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise						



CONTRACTS AND COMPLIANCE

Compliance Division

PROJECT COMPLIANCE EVALUATION FOR :

RE: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

CONSULTANT/CONTRACTOR: Moffatt & Nicol

<u>Engineer's Estimate:</u> NA	<u>Contractors' Bid Amount</u> NA	<u>Over/Under Engineer's Estimate</u> NA
<u>Bid discounted amount:</u> N/A	<u>Preference Points:</u> 2	

- 1. Did the 50% local/small local requirement apply: YES
- 2. Did the contractor meet the 50% requirement YES
 - a) % of LBE participation 50.00%
 - b) % of SLBE participation 6.00%
 - c) % of VSLBE participation 0.00%
- 3. Did the contractor receive bid discount/preference points? YES
(If yes, list the points received) 2 points

5. Additional Comments.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

6/12/2012
Date

Reviewing Officer: *Expung Hoff*

Date: 6/12/2012

Approved By: *Shelley Darenobung*

Date: 6/12/2012

LBE/SLBE Participation Moffatt & Nicol

Project Name: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

Project No.: C394110		Engineer's Estimate					Under/Over Engineers Estimate:				
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	VSLBE	Total	Total	For Tracking Only		
							LBE/SLBE %	Percentages	Ethn.	MBE	WBE
PRIME Planning, Architecture & Public Outreach Landscape Architecture Technical Advisor Lighting Design Environmental Doc. Geotechnical Survey/Mapping RAW Support Funding Support Agency/Permit Coord.	Moffatt & Nicol	Oakland	CB	42.00%			42.00%	42.00%	C		
	Steven Grover & Associates	Berkeley	UB					13.00%	C		
	Hood Studio	Oakland	UB					8.00%	AA	8.00%	
	Jiri Straský	Greenbrae	UB					4.00%	C		
	Silvannan & Light, Inc.	Emeryville	UB					1.00%	C		
	LSA Associates	Berkeley	UB					12.00%	NL		
	Earth Mechanics, inc.	Oakland	CB	5.00%			5.00%	5.00%	AP	5.00%	
	PLS Surveys, Inc.	Oakland	CB		6.00%		6.00%	6.00%	C		6.00%
	Overland, Pacific & Cutler, Inc.	Oakland	UB					2.00%	C		
	Tovmsend Public Affairs, Inc.	Oakland	CB	3.00%			3.00%	3.00%	C		
Eisen/Letunic	Berkeley	UB					4.00%	C		4.00%	
Project Totals				50.00%	6.00%	0.00%	56.00%	100.00%		13.00%	10.00%
Requirements: The 50% requirement can be satisfied by a combination of 25% LBE and 25% SLBE. The SLBE requirement is waived for Oakland certified prime consultants. An VSLBE's participation is double counted toward meeting the requirement.				LBE 25% or 50%	SLBE 25%	VSLBE	TOTAL LBE/SLBE 50%	TOTAL	Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend		LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise			UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise						

CONTRACTS AND COMPLIANCE

Compliance Division



PROJECT COMPLIANCE EVALUATION FOR :

RE: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

CONSULTANT/CONTRACTOR Rajappan & Meyer

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
NA	NA	NA
<u>Bid discounted amount:</u>	<u>Preference Points:</u>	
N/A	5 Points	

1. Did the 50% local/small local requirement apply: **YES**
2. Did the contractor meet the 50% requirement **YES**
- | | |
|-----------------------------|---------------|
| a) % of LBE participation | <u>79.50%</u> |
| b) % of SLBE participation | <u>10.00%</u> |
| c) % of VSLBE participation | <u>0.00%</u> |
3. Did the contractor receive bid discount/preference points? **YES**
- (if yes, list the points received) **5 points**

5. Additional Comments.

6. Date evaluation completed and returned to Contract Admin./initiating Dept.

6/12/2012

Date

Reviewing Officer:

Spencer Hoyle

Date: 6/12/2012

Approved By:

Shelley Darenburg

Date: 6/12/2012

LBE/SLBE Participation Rajappan & Meyer Consulting Engineers, Inc.

Project Name: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

Project No.: C394110		Engineer's Estimate				Under/Over Engineers Estimate					
Discipline	Primo & Subs	Location	Cert. Status	LBE	SLBE	VSLBE	Total	Total	For Tracking Only		
							LBE/SLBE %	Percentages	Ethn.	MBE	WBE
PRIME	Rajappan & Meyer	Oakland	CB	67.00%			67.00%	67.00%	AI	67.00%	
Bridge Architects	MacDonald Architects	San Francisco	UB					8.00%	C		
Landscape Architects	Golden Associates	Oakland	CB		7.00%		7.00%	7.00%	C		7.00%
Environmental	Environmental Science Assoc.	Oakland	CB	5.50%			5.50%	5.50%	C		
Public Outreach	Circlepoint	Oakland	CB	2.00%			2.00%	2.00%	C		
Appraisal/Acquisition	ARAVS	Pleasant Hill	UB					1.00%	C		
Survey and Mapping	PLS Survey	Oakland	CB		3.00%		3.00%	3.00%	C		3.00%
Geotechnical Studies	Fugro Consultants	Oakland	CB	3.00%			3.00%	3.00%	O		
Electrical Engineers	AEG Electrical Engineers	Oakland	CB	2.00%			2.00%	2.00%	AP	2.00%	
Haz. Material Analy.	Geocon Consultants	Livermore	UB					1.50%	C		
Project Totals				79.50%	10.00%	0.00%	89.50%	100.00%		69.00%	10.00%
Requirements: The 50% requirement can be satisfied by a combination of 25% LBE and 25% SLBE. The SLBE requirement is waived for Oakland certified prime consultants. An VSLBE's participation is double counted toward meeting the requirement				LBE 25% or 50%	SLBE 25%	VSLBE	TOTAL LBE/SLBE 50%	TOTAL	Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend		LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise					

CONTRACTS AND COMPLIANCE



Compliance Division

PROJECT COMPLIANCE EVALUATION FOR :

RE: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

CONSULTANT/CONTRACTOR: Telamon Engineering Consultants, Inc.

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
NA	NA	NA
<u>Bid discounted amount:</u>	<u>Discount/Preference Points:</u>	
N/A	5	

1. Did the 50% local/small local requirement apply: YES

2. Did the contractor meet the 50% requirement YES

- a) % of LBE 55.00%
- b) % of SLBE 31.00%
- c) % VSLBE participation 2.00%

3. Did the contractor receive bid discount/preference points: YES

(If yes, list the points received) 5 points

5. Additional Comments.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

6/12/2012

Date

Reviewing Officer:

Sylvia Hong

Date: 6/12/2012

Approved By:

Shelley Darenburg

Date: 6/12/2012

LBE/SLBE Participation Telamon Engineering Consultants, Inc.

Project Name: **Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012**

Project No.: C394110		Engineer's Estimate					Under/Over Engineers Estimate:				
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	VSLBE	Total	Total	For Tracking Only		
							LBE/SLBE %	Percentages	Ethn.	MBE	WBE
PRIME Structural Engineering Landscape Architecture	Telamon Engineering Consultants, Inc.	Oakland	CB	23.00%			23.00%	23.00%	AP	23.00%	
	PB Americas, Inc.	Oakland	CB	15.00%			15.00%	15.00%	NL		
	PGA Designs	Oakland	CB		15.00%		15.00%	15.00%	C		15.00%
Environmental/G eotechnical Eng. Architecture	ENGEO Inc.	Oakland	CB	8.00%			8.00%	8.00%	C		
	Murakami/Nelson	Oakland	CB		8.00%		8.00%	15.00%	AP	15.00%	
Electrical Engineering	FW Associates	Oakland	CB	3.00%			3.00%	3.00%	AP	3.00%	
Traffic Engineering	CHS Consulting	Oakland	CB		8.00%		8.00%	8.00%	AP	8.00%	
Hydrographic Survey	Fugro, Inc.	Oakland	CB	1.00%			1.00%	1.00%	NL		
Aerial Survey	Towill, Inc.	Concord	UB					2.00%	C		
Lighting Design	Loop Lighting Design	Oakland	UB					3.00%	C		
Public Outreach	Kealy Connections	Oakland	CB			2.00%	2.00%	2.00%	C		
Cost Estimating	Leland Saylor Associates	Oakland	CB	5.00%			5.00%	5.00%	C		
Project Totals				55.00%	31.00%	2.00%	88.00%	100.00%		49.00%	15.00%
Requirements: The 50% requirement can be satisfied by a combination of 25% LBE and 25% SLBE. The SLBE requirement is waived for Oakland certified prime consultants. An VSLBE's participation is double counted toward meeting the requirement.				LBE 25% or 50%	SLBE 25%	VSLBE	TOTAL LBE/SLBE 50%	TOTAL	Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend		LBE = Local Business Enterprise		SLBE = Small Local Business Enterprise		Total LBE/SLBE = All Certified Local and Small Local Businesses		NPLBE = NonProfit Local Business Enterprise		NPSLBE = NonProfit Small Local Business Enterprise	
		UB = Uncertified Business		CB = Certified Business		MBE = Minority Business Enterprise		WBE = Women Business Enterprise			

CONTRACTS AND COMPLIANCE

Compliance Division



PROJECT COMPLIANCE EVALUATION FOR :

RE: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

CONSULTANT/CONTRACTOR: Wood Rodgers, Inc.

<u>Engineer's Estimate:</u> NA	<u>Contractors' Bid Amount:</u> NA	<u>Over/Under Engineer's Estimate</u> NA
<u>Bid discounted amount:</u> N/A	<u>Preference Points:</u> 3	

1. Did the 50% local/small local requirement apply: **YES**

2. Did the contractor meet the 50% requirement **YES**

- a) % of LBE **63.00%**
- b) % of SLBE **6.00%**
- c) % of VSLBE participation **0.00%**

3. Did the contractor receive bid discount/preference point **YES**

(If yes, list the points received) **3 points**

5. Additional Comments.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

6/12/2012

Date

Reviewing Officer:

Suzanne H...

Date: 6/12/2012

Approved By:

Shelley Darenburg

Date: 6/12/2012

LBE/SLBE Participation Wood Rodgers, Inc.

Project Name: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

Project No.: C394110		Engineer's Estimate				Under/Over Engineers Estimat					
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	VSLBE	Total	Total	For Tracking Only		
							LBE/SLBE %	Percentages	Ethn.	MBE	WBE
PRIME Bridge architecture Structural Engineering Environmental/Outreach Landscape Architecture Geotechnical Real Estate Acquisition Railroad Coordination	Wood Rodgers, Inc.	Oakland	CB	35.00%			35.00%	35.00%	C		
	McDonald Architects	San Francisco	UB					10.00%	C		
	MGE Engineering, Inc.	Oakland	UB					20.00%	AP	20.00%	
	Circlepoint	Oakland	CB	20.00%			20.00%	20.00%	C		
	PGA Design, Inc.	Oakland	CB		6.00%		6.00%	6.00%	C		
	Parikh Consultants, Inc.	Oakland	CB	8.00%			8.00%	8.00%	AI	8.00%	
	Bender Rosenthal, Inc. Chiodo & Associates	Sacramento Philo	UB UB					0.50% 0.50%	C C		
Project Totals				63.00%	6.00%	0.00%	69.00%	100.00%		28.00%	0.00%
Requirements: The 80% requirement can be satisfied by a combination of 25% LBE and 25% SLBE. The SLBE requirement is waived for Oakland certified prime consultants. An VSLBE's participation is double counted toward meeting the requirement.				LBE 25% or 50%	SLBE 25%		TOTAL LBE/SLBE 50%	TOTAL	Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend		LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise					



CONTRACTS AND COMPLIANCE

Compliance Division

PROJECT COMPLIANCE EVALUATION FOR :

RE: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

CONSULTANT/CONTRACTOR: Arup North America, Ltd.

Engineer's Estimate:
NA

Contractors' Bid Amount
NA

Over/Under Engineer's Estimate
NA

Bid discounted amount:
N/A

Preference Points:
2

- 1. Did the 50% local/small local requirement apply: YES
- 2. Did the contractor meet the 50% requirement YES
 - a) % of LBE participation 17.00%
 - b) % of SLBE participation 33.00%
 - c) % of VSLBE participation 0.00%
- 3. Did the contractor receive bid discount/preference points? YES
(If yes, list the points received) 2 points

5. Additional Comments.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

6/12/2012
Date

Reviewing Officer:

Sylvia Hung

Date: 6/12/2012

Approved By:

Shelley Darenburg

Date: 6/12/2012

LBE/SLBE Participation Arup North America, Ltd.

Project Name: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

Project No.: C394110		Engineer's Estimate				Under/Ovsr. Engineers Estimate:					
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	VSLBE	Total	Total	For Tracking Only		
							LBE/SLBE %	Percentages	Ethn.	MBE	WBE
PRIME	Arup North America, Ltd.	San Francisco	UB					42.00%			
Public Outreach	Circlepoint	Oakland	CB	5.00%			5.00%	5.00%	C		
Landscape Design	Community Design + Architech	Oakland	CB		12.00%		12.00%	12.00%	C		
Bridge Architect	MacDonald Architects	San Francisco	UB					7.00%	C		
Design Checker	OLMM	Oakland	CB		9.00%		9.00%	9.00%	AI	9.00%	
Goefech Engineering	Parikh Consultants, Inc.	Oakland	CB	4.00%			4.00%	4.00%	AP	4.00%	
Railroad Permitting	R.L. Banks & Assoc.	Tibron	UB					1.00%	C		
Surveying/Civil Eng.	Sandis	Oakland	CB	6.00%			6.00%	6.00%	C		
CEQA/NEPA, Grant	Urban Planning Partners Inc.	Oakland	CB		11.00%		11.00%	11.00%	C		11.00%
Phase I and II Site	Strategic Engineering & Scienc	Oakland	CB	2.00%			2.00%	2.00%	C		
Phase I and II Site	ACO Environmental Consulting	Oakland	CB		1.00%		1.00%	1.00%	C		
Project Totals				17.00%	33.00%	0.00%	50.00%	100.00%		13.00%	11.00%
Requirements: The 50% requirement can be satisfied by a combination of 25% LBE and 25% SLBE. The SLBE requirement is waived for Oakland certified prime consultants. An VSLBE's participation is double counted toward meeting the requirement.				LBE 25% OR 50%	SLBE 25%	VSLBE	TOTAL LBE/SLBE 50%	TOTAL	Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend		LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise					

CONTRACTS AND COMPLIANCE

Compliance Division



PROJECT COMPLIANCE EVALUATION FOR :

RE: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

CONSULTANT/CONTRACTOR: OPAC Consulting Engineers

Engineer's Estimate:
NA

Contractors' Bid Amount :
NA

Over/Under
Engineer's
Estimate
NA

Bid discounted amount:
N/A

Preference Points:
2 Points

1. Did the 50% local/small local requirement apply: YES
2. Did the contractor meet the 50% requirement YES
- a) % of LBE participation 17.20%
- b) % of SLBE participation 27.50%
- c) % of VSLBE participation 7.40%
3. Did the contractor receive bid discount/preference points? YES
- (If yes, list the points received) 2 points

5. Additional Comments.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

6/12/2012

Date

Reviewing
Officer:

Stephen Hung

Date: 6/12/2012

Approved By:

Shelley Darenberg

Date: 6/12/2012

LBE/SLBE Participation OPAC Consulting Engineers

Project Name: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

Project No.: C394110		Engineer's Estimate					Under/Over Engineers Estimate					
Discipline	Prime & Subs	Location	Cert Status	LBE	SLBE	VSLBE	Total LBE/SLBE %	Total Percentages	For Tracking Only			
									Ethn	MBE	WBE	
PRIME	OPAC Consulting Engineers	San Francisco	UB					48.00%	AP	48.00%		
Geotechnical Engineering	Tenaphase Engineering Inc.	Oakland	CB		8.60%		8.60%	8.60%	C			
Environmental Consulting	Environmental Science Assoc.	Oakland	CB	7.10%			7.10%	7.10%	C			
Civil Engineering	Earthquake and Structures, Inc.	Oakland	CB			6.40%	6.40%	6.40%	AI	6.40%		
Electrical Engineering	YEI Engineers, Inc.	Oakland	CB		2.40%		2.40%	2.40%	AP	2.40%		
Architecture	Murakami/Nelson	Oakland	CB		6.10%		6.10%	6.10%	AP	6.10%		
Landscape Architecture	PGA Design	Oakland	CB		7.80%		7.80%	7.80%	C		7.80%	
Bicycle/Pedestrian Plan.	Spokemore Consulting	Oakland	UB					0.90%	C		0.90%	
Public Outreach Consult.	Redwood Resources	Oakland	CB		1.00%	1.00%	1.00%	1.00%	AA	1.00%	1.00%	
Surveying	K.C. Pierce & Associates	Oakland	CB		1.60%		1.60%	1.60%	AA	1.60%		
Traffic Eng/Grant Writing	DKS Associates	Oakland	CB	7.00%			7.00%	7.00%	C			
Cost Estimating	Leland Saylor Associates	Oakland	CB	3.10%			3.10%	3.10%	C			
Project Totals				17.20%	27.50%	7.40%	51.10%	100.00%		65.50%	9.70%	
Requirements: The 50% requirement can be satisfied by a combination of 25% LBE and 25% SLBE. The SLBE requirement is waived for Oakland certified prime consultants. An VSLBE's participation is double counted toward meeting the requirement				LBE: 25% or 50%	SLBE: 25%	VLSBE	TOTAL LBE/SLBE 50%	TOTAL	Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CS = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise								

*Proposed VSLBE participation is valued at 7.40%, however per the L/SLBE Program a VSLBE's participation is double counted towards meeting the requirement. Therefore, the firm received 6% VSLBE credit. Double counted percentages are reflected in the cover memo only.

CONTRACTS AND COMPLIANCE



Compliance Division

PROJECT COMPLIANCE EVALUATION FOR :

RE: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

CONSULTANT/CONTRACTOR: Roma Design Group

<u>Engineer's Estimate:</u> NA	<u>Contractors' Bid Amount</u> NA	<u>Over/Under Engineer's Estimate</u> NA
<u>Bid discounted amount:</u> N/A	<u>Preference Points:</u> 2	

- 1. Did the 50% local/small local requirement apply: **YES**
- 2. Did the contractor meet the 50% requirement **YES**
 - a) % of LBE 20.00%
 - b) % of SLBE 30.00%
 - c) % of VSLBE participation 0.00%
- 3. Did the contractor receive bid discount/preference points? **YES**
(If yes, list the points received) 2 points

5. Additional Comments.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept
6/12/2012
Date

Reviewing Officer: *Suzanne Hall* **Date:** 6/12/2012
Approved By: *Shelley Darenburg* **Date:** 6/12/2012

LBE/SLBE Participation Roma Design Group

Project Name: Bay Trail to Lake Merritt Pedestrian/Bicycle Bridge Design 2012

Project No.: C394110		Engineer's Estimate					Under/Over Engineers Estimate:						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	VSLBE	Total	Total	For Tracking Only				
							LBE/SLBE %	Percentages	Ethn.	MBE	WBE		
PRIME	Roma Design Group	San Francisco	UB					39.00%		C		39.00%	
Civil Engineering	BKF Engineers	Oakland	CB	1.00%			1.00%	1.00%		C			
Traffic Engineering	Dowling Associates	Oakland	UB					1.00%		H	1.00%		
Structural Engineering	OLMM Consulting Eng.	Oakland	CB		30.00%		30.00%	30.00%		AI	30.00%		
Structural Consulting	Simpson Gumpertz & Heger	San Francisco	UB					9.00%		C			
CEQA Consultant	Circlepoint	Oakland	CB	17.00%			17.00%	17.00%		C			
Biological/Cultural Res.	Garcia & Associates	Oakland	CB	1.00%			1.00%	1.00%		H	1.00%		
Geology/Hydrology	Ninyo & Moore	Oakland	CB	1.00%			1.00%	1.00%		H	1.00%		
Air Quality/GHG & Noise	Jllingworth & Rodkin	Petaluma	UB					1.00%		C			
Project Totals				20.00%	30.00%	0.00%	50.00%	100.00%			33.00%	39.00%	
Requirements: The 50% requirement can be satisfied by a combination of 25% LBE and 25% SLBE. The SLBE requirement is waived for Oakland certified prime consultants. An VSLBE's participation is double counted toward meeting the requirement.				LBE 25% or 50%	SLBE 25%	VSLBE	TOTAL LBE/SLBE 50%	TOTAL	Ethnicity AA = African American A = Asian C = Caucasian H = Hispanic NA = Native American O = Other N/L = Not Listed				
Legend		LBE = Local Business Enterprise		SLBE = Small Local Business Enterprise		Total LBE/SLBE = All Certified Local and Small Local Businesses		NPLBE = NonProfit Local Business Enterprise		NPSLBE = NonProfit Small Local Business Enterprise		UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise	

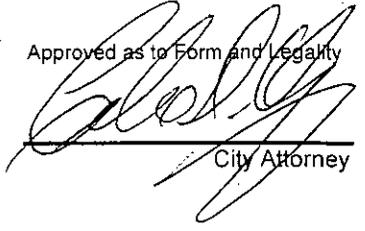
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OFFICE OF THE CITY CLERK
OAKLAND

2013 MAY 16 PM 4:01

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

Approved as to Form and Legality



City Attorney

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HER DESIGNEE, TO AWARD AND ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH MOFFATT AND NICHOL ENGINEERS FOR DESIGN AND ENGINEERING SERVICES FOR THE LAKE MERRITT CHANNEL TO BAY TRAIL CONNECTOR PROJECT (NO. C242510) UP TO AN AMOUNT NOT-TO-EXCEED TWO MILLION SIX HUNDRED THOUSAND DOLLARS (\$2,600,000.00)

WHEREAS, The Estuary Policy Plan, 1999, discusses the significant historical relationship between the Lake, the Channel and the Estuary and noted it is “incongruous that a physical connection between them has not been completed”; and

WHEREAS, the main precursors to this project under Measure DD Program approved by voter in 2003, the 12th Street Improvement Project, Lake Merritt Channel Improvements at 10th Street and the Lake Merritt Channel Pedestrian Improvements at 7th Street all underway, leaving only this project to close the gap between Lake Merritt and the Bay Trail; and

WHEREAS, said project will further the City’s and Regional Bay Trail’s objective of providing a safe continuous multi-use trail system that connects the Oakland Waterfront Bay Trail in the inner harbor to the Lake Merritt trail system; and

WHEREAS, Measure DD Program allocates \$730,000.00 under Fund 5320, Project No C242510 for the preliminary design services; and

WHEREAS, East Bay Regional Park District and San Francisco Bay Trail will each provide \$100,000.00 through the Measure WW Bond and the Bay Trail Program respectively to support the preliminary project planning and design; and

WHEREAS, a request for proposal for the Bay Trail to Lake Merritt Bicycle Pedestrian Bridge Project was issued in 2012 and ten firms submitted qualification proposal for the project; and

WHEREAS, said submittals were reviewed by a committee composed of staff and community representatives and four firms were selected for interview; and

WHEREAS, Moffatt and Nichol Engineers was selected as the firm to provide design services for the bridge project, and

WHEREAS, negotiation was held with the firm; and

WHEREAS, the City lacks the equipment and qualified personnel to perform the necessary work; and

WHEREAS, the City Council finds and determines that the performance of this contract is in the public interest because of economy; 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 Council hereby authorizes the City Administrator, or her designee, to award a contract to Moffatt and Nichol Engineers to provide professional services for the Lake Merritt Channel to Bay Trail Connector Project for an amount not to exceed \$2,600,000.00; and be it

FURTHER RESOLVED: That the City of Oakland certifies that the Project is compatible with the land use plans of those jurisdictions immediately surrounding the Project; and be it

FURTHER RESOLVED: That the City Administrator, or her designee, is hereby authorized, on behalf of the City of Oakland, to approve any subsequent amendments, modifications, extensions, payment requests and execute all documents and related actions for the completion of said project, without return to Council; and be it

FURTHER RESOLVED: That should additional funds become available and/or received for this project, the City Administrator, or her designee, is hereby authorized to accept and appropriate the same for the purposes described above without return to Council; and be it

FURTHER RESOLVED: That all documents shall be reviewed and approved by City Attorney for form and legality prior to execution, and copies will be placed on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES -
BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF and PRESIDENT KERNIGHAN

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

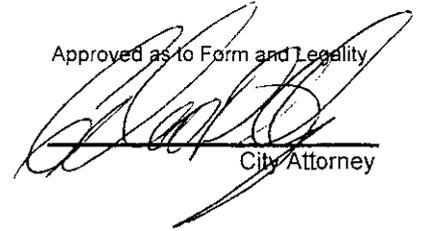
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2013 MAY 16 PM 4:01

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

RESOLUTION No. _____ C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HER DESIGNEE, TO APPLY FOR, ACCEPT AND APPROPRIATE GRANT FUNDS UP TO ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) FROM THE SAN FRANCISCO BAY TRAIL REGIONAL DEVELOPMENT PROGRAM GRANT FOR THE LAKE MERRITT CHANNEL TO BAY TRAIL CONNECTOR PROJECT (NO. C242510)

WHEREAS, the San Francisco Bay Trail Project, administered by the Association of Bay Area Governments, provides San Francisco Bay Trail Regional Development Program funds to local jurisdictions on a competitive basis for development of waterfront trail projects throughout the nine-county Bay region; and

WHEREAS, the City of Oakland is an eligible applicant and desires to apply for, accept and appropriate up to \$100,000.00 in FY 2012-13 San Francisco Bay Trail Regional Development Program funds, for the purpose of appropriating said funding to the Bay Trail Fund (2159), Project Delivery Organization (92270) for the Lake Merritt Channel to Bay Trail Connector Project; and

WHEREAS, said funding will further the City's and Regional Bay Trail's objective of providing a continuous multi-use trail system that connects the Oakland Waterfront Bay Trail in the inner harbor to the Lake Merritt trail system; and

WHEREAS, appropriation of this funding will supplement Measure DD Bond funds and other funds for this project and allow for the project to proceed to full design and construction as planned; now, therefore be it

RESOLVED, That the City Council hereby authorizes the City Administrator, or her designee, to apply for, accept and appropriate up to \$100,000.00 in FY 2012-13 San Francisco Bay Trail Regional Development Program funds, for the Lake Merritt Channel to Bay Trail Connector Project; and be it

FURTHER RESOLVED, That said funding will be appropriated to the Bay Trail Fund (2159), Project Delivery Organization (92270) under project numbers to be established and that the City of Oakland has additional funds from the following source: Bond Measure DD (Fund 5321) and can finance the design of the Project; and be it

FURTHER RESOLVED, That the City of Oakland certifies that the Project is compatible with the land use plans of those jurisdictions immediately surrounding the Project; and be it

FURTHER RESOLVED, That the City Administrator, or her designee, is authorized, on behalf of the City of Oakland, to negotiate, apply for, accept, submit and execute all documents, including, but not limited to, applications, contracts, amendments, payment requests, and related actions for the completion of this project without return to Council; and be it

FURTHER RESOLVED, That should additional funds become available and/or received for this project, the City Administrator, or her designee, is hereby authorized to accept and appropriate the same for the purposes described above without return to Council; and be it

FURTHER RESOLVED, That a copy of this Resolution will be transmitted to the Association of Bay Area Governments, San Francisco Bay Trail Regional Development Program, and another copy of this resolution be placed on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____,

PASSED BY THE FOLLOWING VOTE:

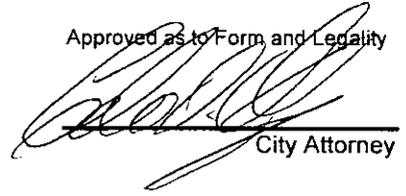
AYES - BROOKS, GALLO, KALB, KAPLAN, GIBSON MCELHANEY, REID, SCHAAF, and PRESIDENT KERNIGHAN

NOES -

ABSENT -

ABSTENTION -

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



City Attorney

2013 MAY 16 PM 4:01 OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HER DESIGNEE, TO APPLY FOR, ACCEPT AND APPROPRIATE GRANT FUNDS UP TO ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) FROM THE EAST BAY REGIONAL PARK DISTRICT – MEASURE WW REGIONAL OPEN SPACE, WILDLIFE, SHORELINE AND OPEN SPACE PARK BOND EXTENSION FOR THE LAKE MERRITT CHANNEL TO BAY TRAIL CONNECTOR PROJECT (NO. TBD)

WHEREAS, the people of the East Bay Regional Park District have enacted the Measure WW Park Bond Extension that provides funds for the acquisition and development of neighborhood community, regional parks and recreation lands and facilities; and

WHEREAS, the East Bay Regional Park District Board of Directors has the responsibility for the administration of the grant program, setting up necessary procedures; and

WHEREAS, said procedures require the applicant's governing body to certify by resolution the approval of the applicant to apply for the local grant allocation of funds; and

WHEREAS, the City will enter into a contract with the East Bay Regional Park District; and

WHEREAS, the City of Oakland is an eligible applicant and desires to apply for, accept and appropriate up to \$100,000.00 in FY 2012-13 East Bay Regional Park District under Measure WW Regional Open Space, Wildlife, Shoreline and Open Space Park Bond Extension, for the purpose of appropriating said funding to the Measure WW Park Bond Fund (2260), Project Delivery Organization (92270) for the Bay Trail to Lake Merritt Connector Planning Project; and

WHEREAS, said funding will further the City's and Regional Bay Trail's objective of providing a continuous multi-use trail system that connects the Oakland Waterfront Bay Trail in the inner harbor to the Lake Merritt trail system; and

WHEREAS, appropriation of this funding will supplement Measure DD Bond funds and other funds for this project and allow for the project to proceed to full design and construction as planned; now, therefore be it

RESOLVED: That the City Council hereby authorizes the City Administrator, or her designee, to apply for, accept and appropriate up to \$100,000.00 from the Grant Program under the East Bay Regional Park District Measure WW Regional Open Space, Wildlife, Shoreline and Open Space

Park Bond Extension for the Bay Trail to Lake Merritt Connector Planning Grant; and be it

FURTHER RESOLVED: That said funding will be appropriated to the Measure WW Park Bond Fund (2260), Project Delivery Organization (92270) under project numbers to be established and that the City of Oakland has additional funds from the following source: Bond Measure DD (Fund 5321) and can finance the design of the Project; and be it

FURTHER RESOLVED: That the City of Oakland certifies that the Project is compatible with the land use plans of those jurisdictions immediately surrounding the Project; and be it

FURTHER RESOLVED: That the City of Oakland certifies that the applicant has reviewed, understands and agrees to the General Provisions contained in the Contract shown in the procedural Guide; and be it

FURTHER RESOLVED: That the City Administrator, or her designee, is authorized, on behalf of the City of Oakland, to negotiate, apply for, accept, submit and execute all documents, including, but not limited to, applications, agreements, contracts, amendments, payment requests, related actions and so on, which may be necessary for the completion of this project without return to Council; and be it

FURTHER RESOLVED: That should additional funds become available and/or received for this project, the City Administrator, or his designee, is hereby authorized to accept and appropriate the same for the purposes described above without return to Council; and be it

FURTHER RESOLVED: That a copy of this Resolution will be transmitted to the East Bay Regional Park District Measure WW Local Grant Program and another copy of this resolution be placed on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____,

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF and PRESIDENT KERNIGHAN

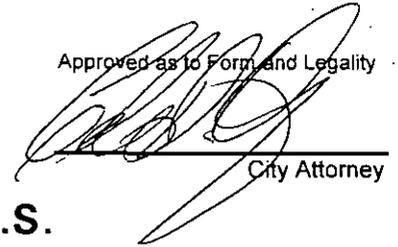
NOES -

ABSENT -

ABSTENTION -

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

2013 MAY 16 PM 4:01 OAKLAND CITY COUNCIL



City Attorney

RESOLUTION NO. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HER DESIGNEE, TO APPLY FOR, ACCEPT AND APPROPRIATE GRANT FUNDS UP TO FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) FROM THE ALAMEDA COUNTY TRANSPORTATION COMMISSION (ACTC) MEASURE B AND/OR VEHICLE REGISTRATION FEE (VRF) GRANT FUNDING FOR THE LAKE MERRITT CHANNEL TO BAY TRAIL CONNECTOR PROJECT (NO. C242510)

WHEREAS, the City of Oakland (“APPLICANT”) has submitted an application to the Alameda County Transportation Commission (“Alameda CTC”) for up to Four Hundred Thousand Dollars (\$400,000.00) from one or more of the following funding sources administered by the Alameda CTC and programmed at Alameda CTC’s discretion as part of the Alameda CTC FY 2012/13 Coordinated Program (“PROGRAM”): Measure B Bicycle/Pedestrian Countywide Discretionary Fund, Measure B Express Bus Service fund, VRF Pedestrian and Bicyclist Access and Safety Program, and/or VRF Transit Congestion Relief Program funding (collectively, “FY 2012/13 COORDINATED PROGRAM FUNDING”), for the Lake Merritt Channel Bicycle Pedestrian Bridge (“PROJECT”); and

WHEREAS, Alameda CTC is a joint powers authority resulting from the merger of the Alameda County Congestion Management Agency and Alameda County Transportation Improvement Authority (ACTIA) and is responsible for distributing to local jurisdictions certain Measure B and VRF revenues for bicycle and pedestrian safety, local streets and roads, local transportation technology, mass transit, paratransit, and transit center development programs; and

WHEREAS, APPLICANT represents that APPLICANT is an eligible grant recipient for such Measure B and/or VRF funds; and

WHEREAS, prior to entering into a funding agreement for FY 2012/13 COORDINATED PROGRAM FUNDING, Alameda CTC requires the responsible grant recipient to adopt a resolution confirming the following:

- 1) APPLICANT commits to provide the amount of matching funds specified in the grant funding agreement; and
- 2) APPLICANT understands that the amount of FY 2012/13 COORDINATED PROGRAM FUNDING is capped at the amount approved by the Alameda CTC Commission, and therefore APPLICANT cannot anticipate any PROJECT cost increase to be funded with additional Measure B and/or VRF grant funds; and

- 3) APPLICANT shall complete the project as described in the grant funding agreement; and
- 4) APPLICANT will comply with all the project-specific requirements as set forth in the PROGRAM Guidelines and grant funding agreement; now, therefore be it

RESOLVED, That APPLICANT is authorized to enter into a funding agreement for FY 2012/13 COORDINATED PROGRAM FUNDING for PROJECT; and be it

FURTHER RESOLVED, That the APPLICANT by adopting this resolution does hereby confirm and agree that:

1. APPLICANT will provide four hundred thousand dollars (\$400,000.00) in matching funds;
2. APPLICANT understands that the amount of FY 2012/13 COORDINATED PROGRAM FUNDING for the project is capped at the amount approved by the Alameda CTC Commission, and that any cost increases must be funded by the APPLICANT from other funds, and that APPLICANT does not expect any cost increases to be funded with additional Measure B/VRF grant funding;
3. PROJECT will be implemented as described in the application, grant funding agreement and in this resolution;
4. APPLICANT and the PROJECT will comply with the requirements as set forth in the PROGRAM Guidelines and grant funding agreement; and be it

FURTHER RESOLVED, That APPLICANT is an eligible sponsor of Measure B and/or VRF funded projects; and be it

FURTHER RESOLVED, That there is no pending or threatened litigation that might in any way adversely affect the proposed PROJECT, or the ability of APPLICANT to deliver such PROJECT; and be it

FURTHER RESOLVED, That the City Council hereby authorizes the City Administrator, or his designee, to apply for, accept and appropriate up to \$400,000.00 and execute a funding agreement with Alameda CTC for FY 2012/13 COORDINATED PROGRAM FUNDING for the PROJECT as referenced in this resolution; and be it

FURTHER RESOLVED, That said funding will be appropriated to the ACTIA Reimbursable Grants Fund (2214), Project Delivery Organization (92270) under project numbers to be established and that the City of Oakland has additional funds from the following sources: Bond Measure DD (Fund 5321) and can finance the feasibility study; and be it

FURTHER RESOLVED, That the City of Oakland certifies that the Project is compatible with the land use plans of those jurisdictions immediately surrounding the Project; and be it

FURTHER RESOLVED, That the City Administrator, or her designee, is authorized, on behalf of the City of Oakland, to negotiate, apply for, accept, submit and execute all documents, including, but not limited to, applications, contracts, amendments, payment requests, and related actions for the completion of this project without return to Council; and be it

FURTHER RESOLVED, That should additional funds become available and/or received for this

project, the City Administrator, or her designee, is hereby authorized to accept and appropriate the same for the purposes described above without return to Council; and be it

FURTHER RESOLVED, That a copy of this Resolution will be transmitted to Alameda CTC by June 30, 2013, and another copy of this resolution be placed on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF and PRESIDENT KERNIGHAN

NOES -

ABSENT -

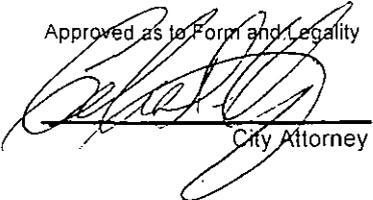
ABSTENTION -

ATTEST: _____

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

FILED
OFFICE OF THE CITY CLERK
OAKLAND

Approved as to Form and Legality



City Attorney

2013 MAY 16 PM 4:00 OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HER DESIGNEE, TO REALLOCATE MEASURE DD SERIES 2009B BOND PROCEEDS IN AN AMOUNT UP TO SEVEN HUNDRED SEVENTY THOUSAND DOLLARS (\$770,000.00) WITHIN THE ESTUARY WATERFRONT ACCESS CATEGORY FROM THE BROOKLYN BASIN PROJECT (C394410) TO A SUB-PROJECT FOR THE LAKE MERRITT CHANNEL TO BAY TRAIL CONNECTOR PROJECT (NO. TBD)

WHEREAS, on November 5, 2002 Oakland voters passed Measure DD, the Oakland Trust for Clean Water and Safe Parks, a \$198,250,000.00 general obligation bond authorizing the City to sell bonds to raise funds for a variety of park and water projects; and

WHEREAS, the City intends to issue Measure DD general obligation bonds in multiple issuances; and

WHEREAS, Series 2009B bonds in the approximate amount of \$65,000,000.00 were issued and appropriated in FY2009-10 in order to continue progress on Measure DD projects; and

WHEREAS, changes in project costs and schedules have required reallocation of Series 2009B bond proceeds among projects within the Estuary Waterfront Access category and originally appropriated amount; and

WHEREAS, further unforeseen changes in the project schedule will require final adjustment of Series 2009B allocations within the Estuary Waterfront Access Category in order to complete projects and spend principal funds in a timely manner; now, therefore, be it

RESOLVED: That the City Council authorizes the City Administrator, or her designee, to allocate and appropriate \$770,000.00 of Measure DD Series 2009B Estuary Waterfront Access Category proceeds from the Brooklyn Basin Project (C394410) to a new sub-project for the Lake Merritt Channel to Bay Trail Connector Project (No. TBD); and be it

FURTHER RESOLVED: That the City Administrator, or her designee, is authorized to make adjustments to allocations of Measure DD Series 2009B bond proceeds within the same category as necessary for the timely completion of the Lake Merritt Channel to Bay Trail Connector Project; and be it

FURTHER RESOLVED: That the City Attorney's Office has reviewed this resolution as to form and legality and a copy is kept on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF and PRESIDENT KERNIGHAN

NOES -

ABSENT -

ABSTENTION -

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