

RESOLUTION No. 79217 C.M.S.

B. Plebush

INTRODUCED BY COUNCILMEMBER _____

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2005 APR 28 PM 3:33

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT FOR TWO YEARS FOR AN AMOUNT NOT TO EXCEED \$300,000 WITH THE LAKE MERRITT INSTITUTE FOR CLEANUP AND MONITORING SERVICES FOR LAKE MERRITT FROM JUNE 1, 2005 TO MAY 31, 2007

WHEREAS, on July 20, 2004, the City Council approved Resolution 78696 thereby approving staff's recommendation to initiate a Request for Qualifications process to identify the highest qualified firm to clean Lake Merritt for FY2005/07; and

WHEREAS, since 1996, the City has conducted cleaning of Lake Merritt under a professional services agreement with an organization that utilized volunteers to clean the lake; and

WHEREAS, the highly visible litter in Lake Merritt is the cause of many citizen complaints, and one of the causes for Lake Merritt to be listed on the State's Impaired Waterbody list, and the debris, if not collected and disposed of will have an adverse effect not only to the lake's water quality, but to the image of the City of Oakland; and

WHEREAS, two (2) firms/organizations responded to the City's Request for Qualifications and The Lake Merritt Institute was recommended by staff to provide the services; and

WHEREAS, the City wishes to enter into a professional services agreement with The Lake Merritt Institute, and the City Council finds that this agreement is for services of a professional nature; and

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

WHEREAS, the City Council finds and determines that the performance of the services under this agreement is in the public interest; and

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

WHEREAS, the funds for this professional services agreement will come in FY 2004/05 (June 2005) from Clean Water Program non-project monies in Fund 3100 (Sewer Service Fund), Organization 30685 (not to exceed \$12,500), and in the proposed budget for FY 2005/07 from Fund 1720 (Comprehensive Cleanup), Organization 30685, Account 54919 (Miscellaneous Contracts), and Program NB34 (not to exceed \$287,500); and

WHEREAS, this professional services agreement will further advance the following FY 2005/07 Goals and Objectives of the City Council and the Mayor: #1 (Develop a Sustainable City), and #2 (Build Community and Foster Livable Neighborhoods); now, therefore be it

RESOLVED: That the City Administrator is hereby authorized to enter into an Agreement with The Lake Merritt Institute to provide cleanup and monitoring services in Lake Merritt from June 1, 2005 to May 31, 2007 for a total contract amount not to exceed three hundred thousand dollars (\$300,000); and, be it

FURTHER RESOLVED: That the City Administrator 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 shall be approved as to form and legality by the Office of the City Attorney; 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 as to form and legality by the Office of the City Attorney.

MAY 17 2005

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2005

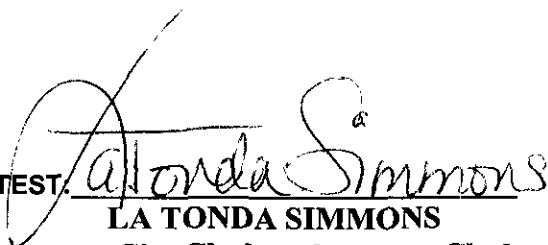
PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE - 7

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST. 
LA TONDA SIMMONS
City Clerk and Clerk
of the Council of the City of Oakland