

**CITY OF OAKLAND  
COUNCIL AGENDA REPORT**

2004 FEB 11 PM 1:20

TO: Office of the City Manager  
ATTN: Deborah Edgerly  
FROM: Public Works Agency  
DATE: February 24, 2004

RE: RESOLUTIONS AUTHORIZING SIX (6) PROFESSIONAL SERVICES AGREEMENTS FOR AS-NEEDED CIVIL ENGINEERING SERVICES WITH DKS ASSOCIATES, DMJM & HARRIS, MOFFATT AND NICHOL ENGINEERS, HQE, INC., CH2M-HILL, AND RAJAPPAN & MEYER CONSULTING ENGINEERS, INC., FOR AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) EACH

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**SUMMARY**

Resolutions have been prepared authorizing the City Manager, or her designee, to enter into professional services agreements to provide as-needed civil engineering services with each of the following six (6) local, civil engineering firms:

- DKS Associates, Oakland
- DMJM & Harris, Oakland
- Moffatt and Nichol Engineers, Oakland
- HQE, Inc., Oakland
- CH2M-Hill, Oakland
- Rajappan & Meyer Consulting Engineers, Inc., Oakland

Each professional service agreement is for a not-to-exceed amount of \$250,000 over a three-year period. The Public Works Agency, Project Delivery Division, will manage the contracts.

These as-needed civil engineering services are needed to provide site evaluations, programming, design services and construction support services for various City projects. Typical projects include roadways, drainage facilities, streetscape improvements, landslide repairs, waterfront structures, and other civil engineering related projects.

The as-needed civil engineering services for various improvement projects are consistent with the Mayoral and City Council goals of "Improving Oakland Neighborhoods" and "Maintaining and Enhancing Oakland's Physical Assets" by improving traffic, bike, and pedestrian safety and repairing and maintaining the City's infrastructure and roadways.

## **FISCAL IMPACT**

Each agreement is for a total amount not to exceed \$250,000 or \$1,500,000 total for all six (6) contracts. The as-needed civil engineering services will be required for projects funded by Measure DD (Oakland Trust for Clean Water & Safe Parks), Propositions 12 and 40 (2000 & 2002 State Bonds for Clean Air, Clean Water and Safe Parks), and various other capital improvement funds and grants.

The approval of these contracts will not result in additional appropriation of funds. The services will be funded through the various individual projects. Funds will be identified prior to the performance of the civil engineering services.

## **BACKGROUND**

In September 2003, the City issued a Request for Proposals (RFP) for as-needed civil engineering services. Twenty-one (21) firms responded to the RFP. The Public Works Agency, Project Delivery Division, reviewed the proposals and short-listed thirteen firms based on the quality and content of the proposals. The short-listed firms were then interviewed and evaluated by a selection panel. The evaluation criteria included the following:

1. Relevant experience;
2. Qualifications of project team and project manager;
3. Organization of firm, availability of resources and capability to meet project schedules;
4. Understanding of the design requirements for City projects; and
5. Ability to provide high quality customer service to the City and the community.

The top ranked six firms are as follows:

- DKS Associates, Oakland
- DMJM & Harris, Oakland
- Moffatt and Nichol Engineers, Oakland
- HQE, Inc., Oakland
- CH2M-Hill, Oakland
- Rajappan & Meyer Consulting Engineers, Inc., Oakland

The six firms selected are the most qualified to provide as-needed civil engineering services. All six firms are certified local or small local businesses and the City's Local/Small Business Enterprise (LBE/SLBE) program requirements of 50% total local participation have been met. The Contract Compliance Division of the City Manager's Office has verified the LBE and SLBE information for each firm as shown on Attachment A.

The six selected firms have the technical expertise to perform the work required, and clearly demonstrated their understanding of the technical complexities and regulatory issues involved in implementing capital improvement projects.

### **KEY ISSUES AND IMPACTS**

It is anticipated that several capital improvement projects funded by Measure DD, Proposition 12, and Proposition 40 will require the as-needed civil engineering services agreements. Additionally, unscheduled projects will occur throughout the three-year period and will most likely require or benefit from the as-needed civil engineering services agreements. As-needed professional services agreements allow the City to promptly respond to and provide the necessary design services in an efficient and timely manner. The agreements will also reduce staff time and costs when compared to an individual project-by-project request for proposals process.

### **SUSTAINABLE OPPORTUNITIES**

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

Environmental: Environmental factors and opportunities will be considered and incorporated to the extent feasible. Consultants will be required to consider the use of recycled materials in the products specified and integrate other environmental opportunities, waste reduction and conserving energy.

Social Equity: The proposed design services to the various projects will enhance the usage and quality of existing infrastructure and roadways.

### **DISABILITY AND SENIOR CITIZEN ACCESS**

Consultants will be required to design the City improvements in compliance with the physical access requirements of the Americans with Disabilities Act.

### **RECOMMENDATION AND RATIONALE**

As-needed professional services agreements will expedite the design of capital improvement projects. The time and costs currently expended in selecting consultants on a project-by-project basis will be reduced.

It is recommended that the City Manager, or her designee, enter into professional services contracts to provide as-needed civil engineering services with each of the following six firms: 1) DKS Associates, 2) DMJM & Harris, 3) Moffatt and Nichol Engineers, 4) HQE, Inc., 5)

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2-24-04

CH2M-Hill, and 6) Rajappan & Meyer Consulting Engineers, Inc. Each contract is for an amount not to exceed \$250,000.

**ACTION REQUESTED OF THE CITY COUNCIL**

Staff recommends that City Council approve the resolutions.

Respectfully submitted,



**RAUL GODÍNEZ II, P.E.**

Director, Public Works Agency

Reviewed by:

David Lau, P.E.

Project Delivery Manager

Design & Construction Services

Prepared by:

Sandra Washington

CIP Coordinator

Project Delivery Division

APPROVED AND FORWARDED  
TO THE PUBLIC WORKS COMMITTEE



for OFFICE OF THE CITY MANAGER

Contract Compliance and Employment  
Services Division Office of the City Manager

# Memo

To: Danny Lau  
 From: Deborah Barnes *Deborah Barnes*  
 Date: February 9, 2004  
 Re: As Needed Engineering (For Various City of Oakland Projects)

Twenty one (21) submittals were received for the As Needed Engineering Design Services (For various City of Oakland Projects). Thirteen submittals were interviewed and six selected. Those firms that submitted an incomplete Schedule E were asked to resubmit them and show percentages for the participation of local and small local business enterprises on the project. On January 14, 2004, Contract Compliance & Employment Services performed a re-evaluation of the Schedule E. Listed below are the findings:

	<u>Name of Company</u>	<u>LBE</u>	<u>SLBE</u>	<u>Actual Participation</u>
1.	DKS Associates	15%	36%	51%
2.	DMJM+Harris	0%	100%	100%
3.	Moffatt & Nichol Engineering	15%	45%	60%
4.	HQE Incorporated	2%	90%	92%
5.	CH2M Hill	15%	35%	50%
6.	Rajappan & Meyer	0%	67%	67%

If you have any questions or need additional information please contact Vivian Inman at ext. 6261.

Cc: File

## LBE/SLBE Participation DMJM Harris

Project Name: As Needed Engineering Project No.: No Percentages Listed									
Discipline	PRIME AND SUBS	LOCATION	CERT. STATUS	LBE	SLBE	TOTAL LBE/SLBE %	TOTAL %	For Tracking Purposes Only	
								Ethn.	WBE
PRIME Landscape Arch. Geotechnical	DMJM+Harris PGA Design AGS, Inc.	Oakland Oakland Oakland	CB CB CB		65% 25% 10%	65% 25% 10%	65% 25% 10%	A C A	65% 25% 10%
<b>Project Totals</b>				0%	100%	100%	100%		100%

**Goals:**  
The 50% ALL LBE goal is a combination of 15% LBE and 35% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% goal. LBE firms can only be counted up to 15% of the total

Legend:	
ALL LBE All certified Local and Small Local Businesses	CB Certified Business
LBE Local Business Enterprise	UB Uncertified Business
SLBE Small Local Business Enterprise	AA African American
LTRU Local Trucking Businesses	H Hispanic American
	A Asian American
MBE Minority Business Enterprise (for tracking only)	NA Native American
WBE Women Business Enterprise (for tracking only)	C Caucasian

## LBE/SLBE Participation DKS Associates

ATTACHMENT A

Total Project Cost for: <b>As Needed Engineering</b> Project No.: Percentages based on dollar calculations of \$250,000										
Discipline	PRIME AND SUBS	LOCATION	CERT. STATUS	LBE	SLBE	TOTAL LBE/SLBE	TOTAL %	For Tracking Purposes Only		
								Ethn.	MBE	WBE
PRIME	DKS Associates	Oakland	CB	15%		15%	54%	C		54%
	Amphion	Oakland	CB		16%	16%	16%			
	PLS Surveys	Oakland	CB		8%	8%	8%	C		8%
	Treadwell & Rollo	Oakland	CB				10%			
	Wes Ogawa Associates	Oakland	CB		8%	8%	8%	A	8%	
	YEI Engineers, Inc.	Oakland	CB		4%	4%	4%	A	4%	
<b>Project Totals</b>				15%	36%	51%	100%		12%	62%
<b>PROFESSIONAL SERVICE GOALS</b>							100%			

**Goals:**  
 The 50% ALL LBE goal is a combination of 15% LBE and 35% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% goal. LBE firms can only be counted up to 15% of the total

Legend:	
ALL LBE All certified Local and Small Local Businesses	CB Certified Business
LBE Local Business Enterprise	UB Uncertified Business
SLBE Small Local Business Enterprise	
LTRU Local Trucking Businesses	
MBE Minority Business Enterprise (for tracking only)	AA African American
WBE Women Business Enterprise (for tracking only)	H Hispanic American
	A Asian American
	NA Native American
	C Caucasian

## LBE/SLBE Participation Moffatt & Nichol Engineers

ATTACHMENT A

<b>Total Project Cost for: As Needed Engineering</b> Project No.: 0										
Discipline	PRIME AND SUBS	LOCATION	CERT. STATUS	LBE	SLBE	TOTAL LBE/SLBE	TOTAL %	for Tracking Purposes Only		
								Ethn.	MBE	WBE
<b>PRIME</b> Environmental Traffic Eng. Surveying Geotechnical Landscape Elect. Design	Moffatt & Nichol Eng. G. Borchard & Associates Dowling Associates PLS Surveys, Inc. Uribe & Associates Wolfe Mason & Assoc. YEI Engineers	Oakland Oakland Oakland Oakland Oakland Oakland	CB CB CB CB CB CB	15%      	 5% 10% 10%  10% 10%	15% 5% 10% 10% 10% 10%	45% 5% 10% 10% 10% 10%	 C H C H H A	  10%  10%  10%	   10%   
<b>Project Totals</b>				15%	45%	60%	100%		30%	15%
<b>PROFESSIONAL SERVICE GOALS</b>							100%			

**Goals:**  
 The 50% ALL LBE goal is a combination of 15% LBE and 35% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% goal. LBE firms can only be counted up to 15% of the total

Legend:	
ALL LBE All certified Local and Small Local Businesses LBE Local Business Enterprise SLBE Small Local Business Enterprise LTRU Local Trucking Businesses  MBE Minority Business Enterprise (for tracking only) WBE Women Business Enterprise (for tracking only)	CB Certified Business UB Uncertified Business  AA African American H Hispanic American A Asian American NA Native American C Caucasian



# LBE/SLBE Participation HQE Incorporated

Project Name: As Needed Engineering Project No.:										
Discipline	PRIME AND SUBS	LOCATION	CERT. STATUS	LBE	SLBE	TOTAL LBE/SLBE	TOTAL %	For Tracking Purposes Only		
								Ethn.	MBE	WBE
PRIME Traffic Geotech Surveys Landscaping Hydraulics	HQE Incorporated	Oakland	CB		65%	65%	65%	C		
	CHS Consulting	Oakland	CB		10%	10%	10%	A	10%	73%
	Furgo West	Oakland	CB	2%		2%	2%			
	Geomatics Transportation	Dublin	UB			8%	8%			
	PGA Design, Inc.	Oakland	CB		13%	13%	13%	C		13%
Wreco	Oakland	CB		2%	2%	2%	A	2%		
<b>Project Totals</b>				2%	90%	92%	100%		12%	86%



**Goals:**  
The 50% ALL LBE goal is a combination of 15% LBE and 35% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% goal. LBE firms can only be counted up to 15% of the total contract amount.

Legend:	
ALL LBE	All certified Local and Small Local Businesses
LBE	Local Business Enterprise
SLBE	Small Local Business Enterprise
LTRU	Local Trucking Businesses
MBE	Minority Business Enterprise (for tracking only)
WBE	Women Business Enterprise (for tracking only)
CB	Certified Business
UB	Uncertified Business
AA	African American
H	Hispanic American
A	Asian American
NA	Native American
C	Caucasian

## LBE/SLBE Participation CH2mHill

ATTACHMENT A

Project Name: As Needed Engineering										
Project No.										
Discipline	PRIME AND SUBS	LOCATION	CERT. STATUS	LBE	SLBE	TOTAL LBE/SLBE	TOTAL %	For Tracking Purposes Only		
								Ethn.	MBE	WBE
<b>PRIME</b>	CH2MHill	Oakland	CB	15%		15%	65%			
Cost Estimating	Acumen Building Enterp.	Oakland	CB		5%	5%	5%	AA	5%	
Architecture	Murakmi/Nelson	Oakland	CB		10%	10%	10%	AA	10%	
Landscape Arch.	The Planning Collaborativ	Oakland	CB		10%	10%	10%			
Surveying	PLS Surveys	Oakland	CB		5%	5%	5%	C		5%
Electrical	YEI Engineers	Oakland	CB		5%	5%	5%	AA	5%	
<b>Project Totals</b>					15%	35%	50%	100%		20%
							100%			5%
<b>PROFESSIONAL SERVICE GOALS</b>										

### Goals:

The 50% ALL LBE goal is a combination of 15% LBE and 35% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% goal. LBE firms can only be counted up to 15% of the total contract amount.

### Legend:

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LBE Local Business Enterprise	UB Uncertified Business
SLBE Small Local Business Enterprise	AA African American
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MBE Minority Business Enterprise (for tracking only)	A Asian American
WBE Women Business Enterprise (for tracking only)	NA Native American
	C Caucasian

## LBE/SLBE Participation Rajappan & Meyer

ATTACHMENT A

Total Project Cost for: As Needed Engineering Project No.: 0											
Discipline	PRIME AND SUBS	LOCATION	CERT. STATUS	LBE	SLBE	TOTAL LBE/SLBE	TOTAL %	For Tracking Purposes Only			
								Ethn.	MBE	WBE	
<b>PRIME</b>	<b>Rajappan &amp; Meyer</b>	Oakland	CB		55%	55%	55%	A	55%		
Urban Design	Roma Design Group	San Francisco	UB				15%				
Landscaping	Golden Associates	Oakland	CB		10%	10%	10%	C		10%	
Geotechnical	Geo/Resource Consult.	Oakland	CB		2%	2%	2%	A	2%		
Hydrology	Philip Williams & Assoc.	San Francisco	UB				3%				
Public Outreach	Public Affairs Mgmt.	San Francisco	UB				2%				
Traffic	TJKM Consultants	Pleasanton	UB				2%				
Surveying	Kier & Wright Surveyors	Pleasanton	UB				3%				
Electrical	Alliance Engineering Cons	Santa Clara	UB				3%				
Environmental	LSA Associates	Berkeley	UB				3%				
Hydraulics	Schaaf & Wheeler	Santa Clara	UB				2%				
<b>Project Totals</b>					0%	67%	67%	100%		57%	10%
							100%				
PROFESSIONAL SERVICE GOALS											

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FEB 24 2004

PUBLIC WORKS CMTE.

**Goals:**

The 50% ALL LBE goal is a combination of 15% LBE and 35% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% goal. LBE firms can only be counted up to 15% of the total

Legend:	
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	AA African American
	H Hispanic American
	A Asian American
	NA Native American
	C Caucasian
MBE Minority Business Enterprise (for tracking only)	
WBE Women Business Enterprise (for tracking only)	

RESOLUTION No. \_\_\_\_\_

OFFICE OF THE CITY CLERK  
C.M.S.



INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

2004 FEB 11 PM 1:20

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH CH2M-HILL FOR AS-NEEDED CIVIL ENGINEERING SERVICES FOR AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000)**

**WHEREAS**, professional civil engineering services are needed to provide site evaluations, programming, design services and construction support services for various roadways, drainage facilities, streetscape improvements, landslide repairs, waterfront structures, and other civil engineering related projects; and

**WHEREAS**, as-needed civil engineering services agreements allow the City to promptly respond and provide the necessary services in an efficient and timely manner; and

**WHEREAS**, unscheduled projects occur throughout the three years period and will mostly likely require civil engineering services; and

**WHEREAS**, it is anticipated that several Measure DD, Proposition 12, Proposition 40 and various funded capital improvement projects will utilize the as-needed services agreements; and

**WHEREAS**, the civil engineering services will be funded through the various individual projects and funds will be identified prior to the performance of the civil engineering services; and

**WHEREAS**, twenty-one firms responded to the City's Request for Proposals and CH2M-Hill was chosen as one of the top rated firms to provide the services; and

**WHEREAS**, the City wishes to enter into a contract with CH2M-Hill and the City Council finds that this contract is for services of a professional nature; and

**WHEREAS**, the City Council finds that the professional engineering services are exempt from competitive bidding pursuant to Section 2.04.050 I of the Oakland Municipal Code; and

**WHEREAS**, the City Council finds that services under 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 services; now, therefore, be it

**RESOLVED:** That the City Manager, or her designee, is hereby authorized to enter into an Agreement with CH2M-Hill to provide as-needed civil engineering services; and, be it

5-1  
**PUBLIC WORKS CMTE.**

**FEB 24 2004**

**FURTHER RESOLVED:** That the total amount of the Agreement is for an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000); and be it

**FURTHER RESOLVED:** That the City Manager, or her designee, 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 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, \_\_\_\_\_, 2004

PASSED BY THE FOLLOWING VOTE:

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

**NOES-**

**ABSENT-**

**ABSTENTION-**

ATTEST: \_\_\_\_\_

**CEDA FLOYD**  
City Clerk and Clerk of the Council  
of the City of Oakland, California

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PUBLIC WORKS CMTE.  
FEB 24 2004

RESOLUTION No. \_\_\_\_\_

C.M.S.  
OFFICE OF THE CITY CLERK  
OAKLAND



INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

2004 FEB 11 PM 1:20

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH DKS ASSOCIATES FOR AS-NEEDED CIVIL ENGINEERING SERVICES FOR AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000)**

**WHEREAS**, professional civil engineering services are needed to provide site evaluations, programming, design services and construction support services for various roadways, drainage facilities, streetscape improvements, landslide repairs, waterfront structures, and other civil engineering related projects; and

**WHEREAS**, as-needed civil engineering services agreements allow the City to promptly respond and provide the necessary services in an efficient and timely manner; and

**WHEREAS**, unscheduled projects occur throughout the three years period and will mostly likely require civil engineering services; and

**WHEREAS**, it is anticipated that several Measure DD, Proposition 12, Proposition 40 and various funded capital improvement projects will utilize the as-needed services agreements; and

**WHEREAS**, the civil engineering services will be funded through the various individual projects and funds will be identified prior to the performance of the civil engineering services; and

**WHEREAS**, twenty-one firms responded to the City's Request for Proposals and DKS Associates was chosen as one of the top rated firms to provide the services; and

**WHEREAS**, the City wishes to enter into a contract with DKS Associates and the City Council finds that this contract is for services of a professional nature; and

**WHEREAS**, the City Council finds that the professional engineering services are exempt from competitive bidding pursuant to Section 2.04.050 I of the Oakland Municipal Code; and

**WHEREAS**, the City Council finds that services under 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 services; now, therefore, be it

**RESOLVED:** That the City Manager, or her designee, is hereby authorized to enter into an Agreement with DKS Associates to provide as-needed civil engineering services; and, be it

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**PUBLIC WORKS CMTE.**  
**FEB 24 2004**

**FURTHER RESOLVED:** That the total amount of the Agreement is for an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000); and be it

**FURTHER RESOLVED:** That the City Manager, her designee, 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 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, \_\_\_\_\_, 2004

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

ABSTENTION-

ATTEST: \_\_\_\_\_  
CEDA FLOYD  
City Clerk and Clerk of the Council  
of the City of Oakland, California

5-2  
PUBLIC WORKS CMTE.

FEB 24 2004

RESOLUTION No. \_\_\_\_\_

OF C.M.S. CLERK



INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

2004 FEB 11 PM 1:20

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH MOFFATT AND NICHOL ENGINEERS FOR AS-NEEDED CIVIL ENGINEERING SERVICES FOR AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000)**

**WHEREAS**, professional civil engineering services are needed to provide site evaluations, programming, design services and construction support services for various roadways, drainage facilities, streetscape improvements, landslide repairs, waterfront structures, and other civil engineering related projects; and

**WHEREAS**, as-needed civil engineering services agreements allow the City to promptly respond and provide the necessary services in an efficient and timely manner; and

**WHEREAS**, unscheduled projects occur throughout the three years period and will mostly likely require civil engineering services; and

**WHEREAS**, it is anticipated that several Measure DD, Proposition 12, Proposition 40 and various funded capital improvement projects will utilize the as-needed services agreements; and

**WHEREAS**, the civil engineering services will be funded through the various individual projects and funds will be identified prior to the performance of the civil engineering services; and

**WHEREAS**, twenty-one firms responded to the City's Request for Proposals and Moffatt and Nichol Engineers was chosen as one of the top rated firms to provide the services; and

**WHEREAS**, the City wishes to enter into a contract with Moffatt and Nichol Engineers and the City Council finds that this contract is for services of a professional nature; and

**WHEREAS**, the City Council finds that the professional engineering services are exempt from competitive bidding pursuant to Section 2.04.050 I of the Oakland Municipal Code; and

**WHEREAS**, the City Council finds that services under 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 services; now, therefore, be it

**RESOLVED:** That the City Manager, her designee, is hereby authorized to enter into an Agreement with Moffatt and Nichol Engineers to provide as-needed civil engineering services; and, be it

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PUBLIC WORKS CMTE.

FEB 24 2004



**FURTHER RESOLVED:** That the total amount of the Agreement is for an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000); and be it

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**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, \_\_\_\_\_, 2004

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

ABSTENTION-

ATTEST: \_\_\_\_\_

**CEDA FLOYD**  
City Clerk and Clerk of the Council  
of the City of Oakland, California

5.3  
PUBLIC WORKS CMTE.  
FEB 24 2004



**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH HQE, INC., FOR AS-NEEDED CIVIL ENGINEERING SERVICES FOR AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000)**

**WHEREAS**, professional civil engineering services are needed to provide site evaluations, programming, design services and construction support services for various roadways, drainage facilities, streetscape improvements, landslide repairs, waterfront structures, and other civil engineering related projects; and

**WHEREAS**, as-needed civil engineering services agreements allow the City to promptly respond and provide the necessary services in an efficient and timely manner; and

**WHEREAS**, unscheduled projects occur throughout the three years period and will mostly likely require civil engineering services; and

**WHEREAS**, it is anticipated that several Measure DD, Proposition 12, Proposition 40 and various funded capital improvement projects will utilize the as-needed services agreements; and

**WHEREAS**, the civil engineering services will be funded through the various individual projects and funds will be identified prior to the performance of the civil engineering services; and

**WHEREAS**, twenty-one firms responded to the City's Request for Proposals and HQE, Inc., was chosen as one of the top rated firms to provide the services; and

**WHEREAS**, the City wishes to enter into a contract with HQE, Inc., and the City Council finds that this contract is for services of a professional nature; and

**WHEREAS**, the City Council finds that the professional engineering services are exempt from competitive bidding pursuant to Section 2.04.050 I of the Oakland Municipal Code; and

**WHEREAS**, the City Council finds that services under 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 services; now, therefore, be it

**RESOLVED:** That the City Manager, or her designee, is hereby authorized to enter into an Agreement with HQE, Inc., to provide as-needed civil engineering services; and, be it

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**FURTHER RESOLVED:** That the total amount of the Agreement is for an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000); and be it

**FURTHER RESOLVED:** That the City Manager, or her designee, 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 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, \_\_\_\_\_, 2004

PASSED BY THE FOLLOWING VOTE:

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

**NOES-**

**ABSENT-**

**ABSTENTION-**

ATTEST: \_\_\_\_\_

**CEDA FLOYD**  
City Clerk and Clerk of the Council  
of the City of Oakland, California

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**PUBLIC WORKS CMTE.**  
FEB 24 2004

RESOLUTION No. \_\_\_\_\_ C.M.S.

OFFICE OF CITY CLERK

INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

2004 FEB 11 PM 1:20

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH RAJAPPAN & MEYER CONSULTING ENGINEERS, INC., FOR AS-NEEDED CIVIL ENGINEERING SERVICES FOR AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000)**

**WHEREAS**, professional civil engineering services are needed to provide site evaluations, programming, design services and construction support services for various roadways, drainage facilities, streetscape improvements, landslide repairs, waterfront structures, and other civil engineering related projects; and

**WHEREAS**, as-needed civil engineering services agreements allow the City to promptly respond and provide the necessary services in an efficient and timely manner; and

**WHEREAS**, unscheduled projects occur throughout the three years period and will mostly likely require civil engineering services; and

**WHEREAS**, it is anticipated that several Measure DD, Proposition 12, Proposition 40 and various funded capital improvement projects will utilize the as-needed services agreements; and

**WHEREAS**, the civil engineering services will be funded through the various individual projects and funds will be identified prior to the performance of the civil engineering services; and

**WHEREAS**, twenty-one firms responded to the City's Request for Proposals and Rajappan & Meyer Consulting Engineers, Inc., was chosen as one of the top rated firms to provide the services; and

**WHEREAS**, the City wishes to enter into a contract with Rajappan & Meyer Consulting Engineers, Inc., and the City Council finds that this contract is for services of a professional nature; and

**WHEREAS**, the City Council finds that the professional engineering services are exempt from competitive bidding pursuant to Section 2.04.050 I of the Oakland Municipal Code; and

**WHEREAS**, the City Council finds that services under 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 services; now, therefore, be it

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PUBLIC WORKS CMTE.  
FEB 24 2004

**RESOLVED:** That the City Manager, or her designee, is hereby authorized to enter into an Agreement with Rajappan & Meyer Consulting Engineers, Inc., to provide as-needed civil engineering services; and, be it

**FURTHER RESOLVED:** That the total amount of the Agreement is for an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000); and be it

**FURTHER RESOLVED:** That the City Manager, or her designee, 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 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, \_\_\_\_\_, 2004

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

ABSTENTION-

ATTEST: \_\_\_\_\_

**CEDA FLOYD**

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

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PUBLIC WORKS CMTE.

FEB 24 2004

RESOLUTION No. \_\_\_\_\_

OFFICE OF THE CITY CLERK  
C.A.F.L.A. 10



INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

2004 FEB 11 PM 1:20

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH DMJM & HARRIS FOR AS-NEEDED CIVIL ENGINEERING SERVICES FOR AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000)**

**WHEREAS**, professional civil engineering services are needed to provide site evaluations, programming, design services and construction support services for various roadways, drainage facilities, streetscape improvements, landslide repairs, waterfront structures, and other civil engineering related projects; and

**WHEREAS**, as-needed civil engineering services agreements allow the City to promptly respond and provide the necessary services in an efficient and timely manner; and

**WHEREAS**, unscheduled projects occur throughout the three years period and will mostly likely require civil engineering services; and

**WHEREAS**, it is anticipated that several Measure DD, Proposition 12, Proposition 40 and various funded capital improvement projects will utilize the as-needed services agreements; and

**WHEREAS**, the civil engineering services will be funded through the various individual projects and funds will be identified prior to the performance of the civil engineering services; and

**WHEREAS**, twenty-one firms responded to the City's Request for Proposals and DMJM & Harris was chosen as one of the top rated firms to provide the services; and

**WHEREAS**, the City wishes to enter into a contract with DMJM & Harris and the City Council finds that this contract is for services of a professional nature; and

**WHEREAS**, the City Council finds that the professional engineering services are exempt from competitive bidding pursuant to Section 2.04.050 I of the Oakland Municipal Code; and

**WHEREAS**, the City Council finds that services under 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 services; now, therefore, be it

**RESOLVED:** That the City Manager, or her designee, is hereby authorized to enter into an Agreement with DMJM & Harris to provide as-needed civil engineering services; and, be it

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PUBLIC WORKS CMTE.  
FEB 24 2004

**FURTHER RESOLVED:** That the total amount of the Agreement is for an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000); and be it

**FURTHER RESOLVED:** That the City Manager, or her designee, 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 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, \_\_\_\_\_, 2004

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

ABSTENTION-

ATTEST: \_\_\_\_\_

**CEDA FLOYD**  
City Clerk and Clerk of the Council  
of the City of Oakland, California

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PUBLIC WORKS CMTE.

FEB 24 2004