

OAKLAND CITY COUNCIL

RESOLUTION NO. 77808 C.M.S.

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND  
2003 MAY -1 PM 1:44

**RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO PROFESSIONAL ENVIRONMENTAL SERVICES AGREEMENT WITH FUGRO WEST, INC., OAKLAND, CALIFORNIA FOR A NOT-TO-EXCEED TOTAL VALUE OF \$350,000 FOR THE PERIOD OF JULY 1, 2003 THROUGH JUNE 30, 2005**

**WHEREAS**, the City needs to be able to conduct environmental investigations at, and characterize suspect hazardous materials existing in, properties that the City owns, plans to acquire, redevelop, or dispose of, and

**WHEREAS**, the City needs to be able to provide pre-demolition/renovation mitigation of identified environmental hazards at properties that the City owns, plans to acquire, redevelop, or dispose of; and

**WHEREAS**, the City needs to be able to provide environmental quality control services through remediation project construction monitoring, air monitoring, and laboratory services to support the City's Renovations and/or demolition projects at properties that the City owns, plans to acquire, redevelop, or dispose of; and

**WHEREAS**, the City has continued need of assistance with the environmental investigation, remediation and evaluation of properties at the Municipal Service Center, the Uptown District, and the Coliseum Redevelopment area, and for projects involving housing, parks and recreation facilities, and Measure K and DD; and

**WHEREAS**, the City needs consultants that are thoroughly knowledgeable in the application of local, state, and federal environmental regulations; and

**WHEREAS**, the City needs responsive services capable of meeting deadlines for regulatory requirements and such response is most effectively provided through as-needed contract services; and

**WHEREAS**, the City needs consultants that will interact with regulatory agencies, as the City's technical expert, in negotiations regarding environmental remediation and closure requirements; and

**WHEREAS**, through the City's Request for Proposal process Fugro West, Inc. was ranked as one of the top six rated firms to provide the services required, and

**WHEREAS**, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

**WHEREAS**, the City Council finds that the agreement directly or indirectly supports the City Council Goal to develop a sustainable City; and

**WHEREAS,** the City Council finds that the agreement shall not result in the loss of employment or salary by any person having permanent status in the competitive service; now, therefore be it

**RESOLVED:** That the City Manager is hereby authorized to enter into as-needed professional environmental consulting services agreement with Fugro West, Inc., under the direction of the City's Public Works Agency/Environmental Services Division, subject to the review and approval of the City Attorney; and be it

**FURTHER RESOLVED:** That the total amount of the contract shall be for a not-to-exceed value of \$350,000 for a two year period from July 1, 2003 through June 30, 2005; and be it

**FURTHER RESOLVED:** That the City Manager or his/her designee is hereby authorized and empowered 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 executed agreement will be on file in the City Clerk's Office and will be approved by the Office of the City Attorney.

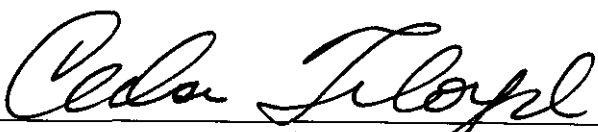
IN COUNCIL, OAKLAND, CALIFORNIA, MAY 20 2003<sup>20</sup>

**PASSED BY THE FOLLOWING VOTE:**

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

NOES-  
~~Excused~~      ~~QUAN~~ - 1  
ABSENT-

ABSTENTION-

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