

*S. Jordan*

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

**OAKLAND CITY COUNCIL**  
RESOLUTION No. 79071 C.M.S.

2005 JAN 27 PH 4:04

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

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO 1) ACCEPT AND APPROPRIATE AN ADDITIONAL \$13,345 FROM THE STATE OF CALIFORNIA PROPOSITION 14 FUNDS FOR A TOTAL GRANT AMOUNT OF \$6,513,345; AND 2) TO AMEND THE PROFESSIONAL SERVICES AGREEMENT WITH GROUP 4 ARCHITECTURE RESEARCH AND PLANNING, INC. TO PROVIDE FULL DESIGN AND ENGINEERING SERVICES FOR THE NEW 81<sup>ST</sup> AVENUE COMMUNITY LIBRARY IN THE AMOUNT OF \$1,600,000, AND TO COMPLETE THE MASTER FACILITIES PLAN TO INCLUDE DEVELOPMENT STRATEGIES FOR THE MAIN PUBLIC LIBRARY AND FOR CONTINUED COMMUNITY OUTREACH SERVICES IN THE AMOUNT OF \$225,000, FOR A TOTAL AMENDED CONTRACT AMOUNT NOT TO EXCEED \$2,325,000**

**WHEREAS**, the City of Oakland and the Oakland Public Library submitted a Proposition 14 grant application and received \$6,513,345 from the State of California to assist in the construction of the new 28,000 square foot co-located public library with the Oakland Unified School District known as the 81<sup>st</sup> Avenue Community Library; and

**WHEREAS**, the City of Oakland and the Oakland Public Library wishes to accept and appropriate the additional funding of \$13,345 over the amount (\$6.5 million) previously accepted and appropriated by the City Council under Resolution 78185 C.M.S. in November 2003; and

**WHEREAS**, local match funding of \$3.50 million has been identified as part of the set-aside of the Oakland Redevelopment Agency's Coliseum tax increment funds available and appropriated for this project; and

**WHEREAS**, the City of Oakland and the Oakland Unified School District are committed to developing cooperative relationships that further the quality of life for the community; and

**WHEREAS**, the City of Oakland, the Oakland Public Library and the Oakland Unified School District have developed a Joint Use Agreement that defines the benefits and costs to the Library and the School District; and

**WHEREAS**, the co-located library, to be sited on land provided by the Oakland Unified School District, holds tremendous potential for benefits to the children and underserved residents of this neighborhood; and

**WHEREAS**, the Oakland Unified School District has committed approximately \$1.745 million toward its portion of the co-located library; and

**WHEREAS**, the Oakland Public Library has embarked on the development of a long-range Master Facilities Planning process that includes the development of Community and Neighborhood Libraries providing a wide range of services and collections; and

**WHEREAS**, the success of the Proposition 14 grant application was heavily dependent on the work of the long range master planning developed in the Draft Master Facilities Plan; and

**WHEREAS**, Group 4's substantial experience and expertise in library master planning and design were responsible for the successful Proposition 14 grant application for the 81<sup>st</sup> Ave Community Library; and

**WHEREAS**, the original agreement authorized the consultant to perform all work in future phases, which included providing full design, engineering and construction support services in the event that the Proposition 14 application was successful; and

**WHEREAS**, this contract amendment is not subject to the competitive RFP process because the scope of services identified in the Request For Proposals and the original agreement was intended to encompass work in all phases; and

**WHEREAS**, this contract amendment is necessary to proceed with the design, engineering, and construction of the 81<sup>st</sup> Ave Community Library funded by the Proposition 14 grant; and

**WHEREAS**, this contract amendment is also necessary to complete the Master Facilities Plan in order that the Main Library and other branch facilities would be prime, eligible, and competitive for prospective applications in the event of a future state bond measure; and

**WHEREAS**, Group 4 will meet the City and Redevelopment Agency's 20% Local Business Enterprise Program requirement (LBE/SLBE), the Equal Benefits Ordinance (EBO), and the Living Wage Ordinance; and

**WHEREAS**, the City Council finds that this agreement amendment is for services of a professional, scientific or technical nature; and

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

**RESOLVED**: That the City Administrator, or her designee, is authorized to accept and appropriate an additional \$13,345 from the State of California Proposition 14 funds for a total grant acceptance amount of six million, five hundred and thirteen thousand, three hundred and forty-five dollars (\$6,513,345); and be it

**FURTHER RESOLVED:** That the City Administrator, or her designee, is authorized to amend the existing professional services agreement of \$500,000 with Group 4 Architectural Research and Planning, Inc. to provide full design, engineering and construction support services for new the 81<sup>st</sup> Avenue Community Library in the amount of one million, six hundred thousand dollars (\$1,600,000); and be it

**FURTHER RESOLVED:** That the City Administrator, or her designee, is authorized to amend the existing professional services agreement with Group 4 in the amount of two hundred and twenty-five thousand dollars (\$225,000) to complete the Master Facilities Plan to include development strategies for the Main Public Library and for continued community outreach services for a total contract amount not to exceed two million, three hundred twenty-five thousand dollars (\$2,325,000); 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, FEB 15 2005, 2005

**PASSED BY THE FOLLOWING VOTE:**

AYES- ~~BROOKS~~, BRUNNER, CHANG, NADEL, QUAN, REID, AND  
PRESIDENT DE LA FUENTE — 6

NOES- 0

ABSENT- 0

ABSTENTION- Brooks - 1

ATTEST: Latonda Simmons  
LATONDA SIMMONS  
INTERIM City Clerk and Clerk of the Council  
of the City of Oakland, California