

OFFICE OF THE CITY CLERK
2007 NOV 15 PM 4:15

OAKLAND CITY COUNCIL

RESOLUTION No. 80985 C.M.S.

INTRODUCED BY COUNCILMEMBER _____

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH WINZLER & KELLY CONSULTING ENGINEERS FOR AS-NEEDED CIVIL ENGINEERING SERVICES FOR AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) FOR A PERIOD OF THREE YEARS

WHEREAS, professional civil engineering services are needed to provide site analysis and investigation, structural analysis, surveying, permit coordination, preparation of conceptual and schematic designs, preparation of construction documents for bidding, cost estimating, construction support, specialized laboratory testing services, and other work as requested by the City; 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 will also occur throughout the three-year period and will likely require civil engineering services; and

WHEREAS, it is anticipated that various funded capital improvement projects will utilize the as-needed services agreements; and

WHEREAS, funds will be identified prior to the performance of the civil engineering services; and

WHEREAS, seventeen firms responded to City's Request for Proposals and Winzler & Kelly Consulting 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 Winzler & Kelly Consulting 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 civil 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 Administrator, or her designee, is hereby authorized to enter into an Agreement with Winzler & Kelly Consulting Engineers 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 Five Hundred Thousand Dollars (\$500,000.00); and, be it

FURTHER RESOLVED: That the contract term will be for three (3) years from the date of contract execution; and, be it

FURTHER RESOLVED: That the City Administrator, 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, DEC 18 2007, 2007

PASSED BY THE FOLLOWING VOTE:


AYES- ~~BRUNNER~~, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID AND
PRESIDENT DE LA FUENTE - 7

NOES - 0

ABSENT- 0

ABSTENTION- Brooks - 1

ATTEST:



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