

2019 SEP 12 AM 2:16

OAKLAND CITY COUNCIL


City Attorney

RESOLUTION No. 87875 C.M.S.

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR DESIGNEE, TO AWARD, NEGOTIATE, AND EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH ENVIRONMENTAL SCIENCE ASSOCIATES (ESA) FOR A NOT TO EXCEED AMOUNT OF \$500,000 AND NOT TO EXCEED TERM OF FIVE YEARS.

WHEREAS, the Bureau of Planning in the Planning and Building Department assists builders, property owners, architects, engineers, realtors and community members in understanding and processing permits related to historic resources and preservation; and

WHEREAS, the Historic Preservation service of the Bureau of Planning includes the following functions: support staff to the Landmarks Preservation Advisory Board; conduct technical analyses of historic buildings for proposed demolition or alteration; prepare mandated documents for landmark designation; administer preservation incentives and regulations under the Historic Preservation Element of the Oakland General Plan; conduct and/or advise on design, development, and environmental review; prepare federal and state grant applications for historical and architectural surveys; conduct field surveys and historic research, and make presentations to various groups; and perform related duties as assigned; and

WHEREAS, the Historic Preservation service of the Bureau of Planning is a critical and required City function to ensure compliance with the Historic Preservation Element of the Oakland General Plan; and

WHEREAS, the Historic Preservation service of the Bureau of Planning reviews building proposals for code compliance to ensure that structures are built in accordance with all applicable historic preservation laws and regulations, including safety, accessibility, and energy conservation; and

WHEREAS, these duties must be completed within a reasonable timely manner; and

WHEREAS, similar to other departments within the City, the Bureau of Planning experienced substantial cuts to and vacancies of staff positions that remain unfilled. As such, the Bureau of Planning remains considerably understaffed; and

WHEREAS, professional on-call plan check services are necessary to assist Bureau of Planning staff to facilitate timely plan review for both existing projects in development, and increased new and redevelopment application activity; and

WHEREAS, Bureau of Planning staff anticipates that permit applications for private development projects of all sizes may benefit from on-call plan review; and

WHEREAS, on-call services will be funded by revenue received for application review fees per the Master Fee Schedule and the cost savings due to staff vacancies, and upon filling the vacancy, the on-call services will be funded by the additional fees incurred for the additional projects prompting the use of the on-call services; and

WHEREAS, the City Council finds that the City lacks qualified personnel to perform the necessary work and that the performance of this contract is in the public interest because of economy and/or better performance; and

WHEREAS, in April 2019 through the City's competitive RFQ process in accordance with O.M.C. section 2.04.051 for Historic Preservation Planning On-Call Services, a proposal was submitted by ESA; and

WHEREAS, ESA earned 100 percent credit for Local and Small Local Business (LBE/SLBE) Program requirements during the qualifications submittal phase; and

WHEREAS, ESA was identified as responsive and qualified to provide the desired professional services described herein; and

WHEREAS, the Bureau of Planning desires to contract with ESA for Historic Preservation Planning On-Call Services; and

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

WHEREAS, the City Council finds that the agreements directly or indirectly support the City Council's goal to "Develop a Sustainable City"; and

WHEREAS, the City Council finds that the agreements 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 Council authorizes the City Administrator to execute a Professional Services Agreement Contract for Historic Preservation Planning On-Call Services with ESA; and be it

FURTHER RESOLVED, that the total amount of the Agreement for ESA shall be for a not-to-exceed amount of \$500,000 for a not-to-exceed term of five years; and be it

FURTHER RESOLVED, that funds shall be deposited and appropriated in Development Services Fund (2415), Zoning Org (84229), Professional Contract Services Account (54930), Project to be determined, and Historic Preservation Program (IN08); and be it

FURTHER RESOLVED, that the City Administrator, or designee, is hereby authorized to approve any subsequent amendments to or extensions of said Agreements excepting those resulting in an increase in total compensation in excess of \$500,000, and provided that such amendments or extensions shall be approved for form and legality by the City Attorney and a copy shall be kept on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

OCT 0 1 2019

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO BAS, ~~SHAW~~, GIBSON MCELHANEY, KALB, REID, TAYLOR, THAO AND PRESIDENT KAPLAN -7

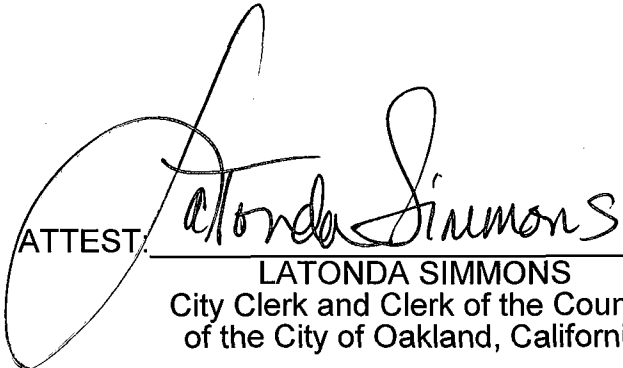
NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - 1 Ballo

ATTEST.



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