

2013 AUG 29 AM 10:28

OAKLAND CITY COUNCIL

Resolution No. 84626 C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HER DESIGNEE, TO ENTER INTO A SERIES OF PROFESSIONAL SERVICE CONTRACTS IN AN AMOUNT NOT-TO-EXCEED SEVEN HUNDRED AND FIFTY THOUSAND DOLLARS (\$750,000.00) EACH WITH THE FIRMS OF 1) APPLIED MATERIALS & ENGINEERING, INC. (LBE), 2) BIGGS CARDOSA ASSOCIATES, INC. (LBE), 3) CONSOLIDATED ENGINEERING LABORATORIES (LBE), 4) CONSTRUCTION TESTING SERVICES, INC. (LBE), 5) NINYO & MOORE (LBE), AND 6) URS (LBE) FOR ON-CALL SPECIAL INSPECTION AND TESTING SERVICES OVER A PERIOD OF THREE YEARS

WHEREAS, special inspection & testing services are required to construct projects that involve bridges, retaining walls, structures, recreation centers, libraries, public safety buildings, administration buildings, roadways, paving, sidewalks, traffic signals, underground pipelines, and various other capital improvement projects; and

WHEREAS, on-call special inspection & testing services contracts allow the City to promptly respond and provide the necessary services in an efficient and timely manner; and

WHEREAS, unscheduled construction projects will occur throughout the three-year contract period and will likely require on-call special inspection & testing services; and

WHEREAS, the special inspection & testing services will be funded through the various individual projects and funds will be identified prior to the performance of the services; and

WHEREAS, the City conducted a competitive Request for Qualifications (RFQ) selection process; and

WHEREAS, seven (7) firms responded to the City's RFQ process and six (6) of these firms were deemed technically qualified and in full compliance with the City's Local/Small Local Enterprise program requirements; and

WHEREAS, the City wishes to enter into a contract with the six (6) firms that were deemed technically qualified and who met the City's L/SLBE program requirements for professional services; and

WHEREAS, the City Council finds that the professional special inspection and testing services are exempt from competitive bidding pursuant to Oakland Municipal Code Section 2.04.051A; and

WHEREAS, the City Council has determined that the special inspection & testing services under contract are temporary in nature; 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 professional service contracts in an amount not to exceed seven hundred and fifty thousand dollars (\$750,000.00) each with 1) Applied Materials & Engineering, Inc., 2) Biggs Cardosa Associates, Inc., 3) Consolidated Engineering Laboratories, 4) Construction Testing Services, Inc., 5) Ninyo & Moore, and 6) URS for on-call special inspection & testing services; and, be it

FURTHER RESOLVED: That for any work issued under this resolution requiring the use of any City General Purpose Fund money not already specifically appropriated by City Council to the project, the City Administrator shall return to the City Council for approval of the allocation of the General Purpose Fund money; and, be it

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

FURTHER RESOLVED: That the City Administrator, or her designee, is hereby authorized to approve subsequent amendments to or extensions of said contract 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 contract 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.

SEP 17 2013

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

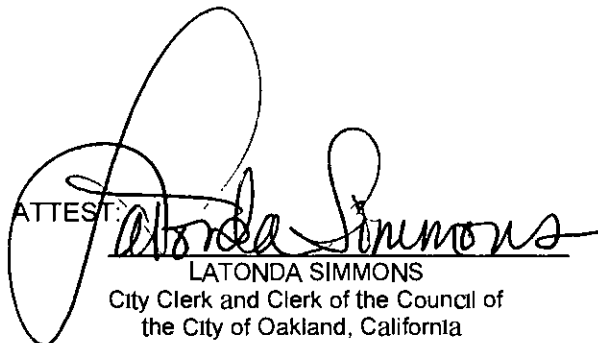
AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, ~~REID~~ SCHAAF and PRESIDENT KERNIGHAN - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Reid - 1

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