

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

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City Attorney

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2015 APR 30 AM 11:48

RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH DOVER KOHL AND PARTNERS AND TEAM OF CONSULTANTS, IN AN AMOUNT NOT TO EXCEED \$1,000,000, FOR SERVICES RELATED TO THE DOWNTOWN OAKLAND SPECIFIC PLAN AND ENVIRONMENTAL IMPACT REPORT WITHOUT RETURNING TO COUNCIL

WHEREAS, on November 18, 2014, the City Council adopted Resolution No. 85272 authorizing the City of Oakland (herein referred to as "City") to apply for, accept and appropriate \$750,000 in Metropolitan Transportation Commission ("MTC") funding under the Priority Development Area (PDA) Planning grant program and enter into a funding agreement with MTC for the PDA Planning grant funds, and appropriate \$750,000 in community benefit funds from the Jack London Redevelopment Project, and allocate \$100,000 of the Jack London Redevelopment Project community benefit funds to fund the local match requirement to receive MTC grants funding for the Downtown Specific Plan; and

WHEREAS, the Planning and Building Department has identified \$150,000 in contingency funding in the Development Services Fund (2415) for the development of the Downtown Specific Plan and Environmental Impact Report ("EIR"); and

WHEREAS, the total project cost for the Downtown Specific Plan and EIR is anticipated not to exceed \$1,000,000; and

WHEREAS, on March 16, 2015, the City entered into a Funding Agreement with MTC for \$750,000 in funding to support the development of the Downtown Specific Plan and EIR; and

WHEREAS, the Downtown Specific Plan will provide sound policy guidance on Downtown development linking land use, transportation, economic development, open space, landscape design, historic preservation, cultural arts and social equity; and

WHEREAS, the City issued and advertised a competitive Request for Proposals for contracting services for the Specific Plan and EIR in January, 2015, with a deadline for submission of February 17, 2015; and

WHEREAS, Seven consultant teams responded by the deadline to the Request for Proposals; and

WHEREAS, City staff and one Planning Commissioner interviewed three consultant teams, which included Dover Kohl and Partners; and

WHEREAS, the interview panel, comprised of City staff and one Planning Commissioner,

identified Dover Kohl and Partners as the firm best suited and qualified to serve as the prime contractor to prepare the Specific Plan and the EIR; and

WHEREAS, Planning and feasibility studies are exempt from CEQA (CEQA Guidelines Section 15262 (feasibility and planning studies), Section 15306 (information collection), Section 15061(b)(3) (general rule) and Section 15183 (“Projects consistent with a General Plan or Zoning”); 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, On March 16, 2015, the City entered into a Funding Agreement with MTC for \$750,000 to support the development of the Downtown Specific Plan and EIR. A total of \$100,000 from the Jack London Redevelopment Project community benefit funds will be used to fulfill MTC’s local match requirement. Additionally, the Planning and Building Department has identified \$150,000 in contingency funding in the Development Services Fund (2415) for the development of the Specific Plan and EIR.

FURTHER RESOLVED, that the City Administrator, or his designee, is hereby authorized to award, negotiate, and enter into a professional services agreement with Dover Kohl and Partners and sub-consultants, as needed, for the preparation of the Downtown Oakland Specific Plan and EIR, for an amount not to exceed \$1,000,000, including contingency, and to execute any amendments or modifications of said professional services agreement within the limitations of the Project budget, without returning to the City Council; and be it

FURTHER RESOLVED, that the City Council has independently reviewed and considered the environmental determination, and the Council finds and determines that this action complies with CEQA because this action on the part of the City is exempt from CEQA pursuant to the following CEQA Guidelines (each on a separate and independent basis): Section 15262 (feasibility and planning studies), Section 15306 (information collection), Section 15061(b)(3) (general rule) and Section 15183 (“Projects consistent with a General Plan or Zoning”); and be it

FURTHER RESOLVED, that the professional services agreement shall be reviewed and approved by the City Attorney for form and legality, and placed on file in the Office of the City Clerk.

MAY 19 2015

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

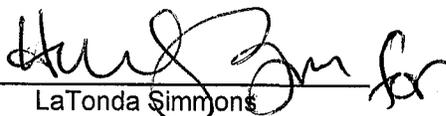
AYES - BROOKS, CAMPBELL-WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, ~~REID~~, and PRESIDENT GIBSON MCELHANEY - 7

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