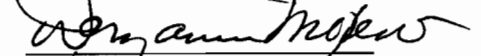


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2009 OCT 15 PM 6:49

Approved as to Form and Legality


Oakland City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION No. 82388 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO WAIVE THE COMPETITIVE REQUEST FOR PROPOSAL PROCESS TO ADD WORK TO AND INCREASE THE CONTRACT WITH WALLACE, ROBERTS AND TODD FOR ADDITIONAL PLANNING AND DESIGN SERVICES BY TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000.00), FROM FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) TO AN AMOUNT NOT-TO-EXCEED SIX HUNDRED FIFTY THOUSAND DOLLARS (\$650,000.00), AND EXTEND THE CONTRACT FROM FEBRUARY 1, 2010 TO DECEMBER 31, 2010

WHEREAS, on December 5, 2006 the City Council approved Resolution No.80275 C. M.S. awarding an as-needed, professional services contract in the amount of \$250,000.00 to Wallace Roberts and Todd Planning and Design (WRT) for landscape architectural services; and

WHEREAS, WRT prepared the site assessments and initial conceptual plans for the FY 2007-2009 Park Project Prioritization List and is the designer of record for the Lake Merritt Lakeside Drive Project (No. C242311) and Lakeshore Avenue Park and Pathway Improvement Project (No. C242312); and

WHEREAS, additional planning and design services are now required in order to conduct conceptual design and grant development for projects on the FY 2009-2011 Park Project Prioritization List and to complete construction support services for the Lake Merritt Lakeside Drive and Lakeshore Avenue Park and Pathway Improvement Project; and

WHEREAS, WRT's familiarity with the park projects and the established format for developing complete site assessments, conceptual plan and cost estimates allows it to perform the design and other services necessary for grant development for the FY2009-2011 Park Prioritization Projects in an efficient and timely manner; and

WHEREAS, the City Administrator has determined that the performance of this contract is in the public interest because of economy; and

WHEREAS, the City Administrator has determined that this contract is for services of a professional, scientific or technical and temporary nature and 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, pursuant to Oakland Municipal Code Section 2.04.051.B and based on the City Administrator's determinations in the agenda report accompanying this item and/or this resolution, the City Council finds and determines that it is in the best interests of the City to waive the competitive Request-for-Proposal process for the additional work to be added to contract with Wallace, Roberts And Todd and authorizes the City Administrator to do so; and be it

FURTHER RESOLVED: That the City Administrator, or his/her designee, is hereby authorized to amend the existing professional services agreement with Wallace, Roberts And Todd by two hundred fifty thousand dollars (\$250,000.00), from four hundred thousand dollars (\$400,000.00) to a total contract amount not-to-exceed six hundred fifty thousand dollars (\$650,000.00), for additional landscape architectural design services and to extend the contract term from February 1, 2010 to December 31, 2010; and be it

FURTHER RESOLVED: That the City Administrator, or his/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 the total dollar amount of the agreement, provided that such amendments or extensions shall be filed with the City Clerk's Office; and be it

FURTHER RESOLVED: That the agreement will be reviewed and approved for form and legality by the Office of the City Attorney and a copy of the agreement will be on file in the City Clerk's Office.

IN COUNCIL, OAKLAND, CALIFORNIA, NOV 3 2009, 2009

PASSED BY THE FOLLOWING VOTE:

AYES- ~~BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and~~

~~PRESIDENT BRUNNER~~ - 5

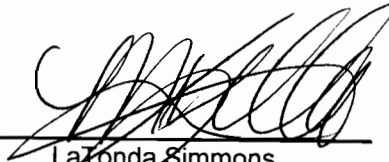
NOES- Brooks - 1

ABSENT- 0

ABSTENTION- Brunner - 1

Excused- De La Fuente - 1

ATTEST:


LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California