

2005 OCT 13 AM 8:35

OAKLAND CITY COUNCIL

Resolution No. 79556 C.M.S.

APPROPRIATION RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPROVE CONTRACTS LISTED IN ATTACHMENT A RELATED TO VOTER-APPROVED MEASURE B (ALAMEDA COUNTY TRANSPORTATION AUTHORITY) IN THE COMBINED AMOUNT OF TWO MILLION ONE HUNDRED FORTY-SEVEN THOUSAND DOLLARS (\$2,147,000) AND MEASURE DD (CAPITAL IMPROVEMENT - CLEAN WATER, SAFE PARKS & OPEN SPACE) IN THE COMBINED AMOUNT OF THREE HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$325,000) AS AUTHORIZED BY THE 2005 AMENDMENTS TO OAKLAND MUNICIPAL CODE CHAPTER 2.04 (PURCHASING ORDINANCE)

WHEREAS, the City Council authorized the City Administrator to award and execute the contracts included in the FY 2005-07 Policy Budget without further review by the City Council, with the exception of "Purchases or that are or will be funded, directly or indirectly, by funds generated by a voter-approved measure."

WHEREAS, the City of Oakland "Purchasing Ordinance" sets criteria for an "Appropriation Resolution" by which the City Administrator may award and execute otherwise restricted contracts at her highest contract limit, as follows:

1. a description of the material or service to be obtained under contract;
2. a not-to-exceed contract amount for the contract;
3. identification of the funding source for the contract;
4. an estimated time frame for execution and completion of the contract, and,
5. a statement identifying the contract-related program or project as "new" or "previously existing"; now, therefore, be it

RESOLVED: That the City Council finds and determines that Attachment A sets forth sufficient information for the contracts listed to satisfy the requirements of Oakland Municipal Code Sections 2.04.010 and 2.04.020.B.3, incorporates Attachment A herein by reference and deems this an Appropriation Resolution; and, be it

FURTHER RESOLVED: The City Council authorizes the City Administrator to award and execute the contracts listed in Attachment A without further review by the City Council, provided the contracts are within the City Administrator's contract authority in Oakland Municipal Code, Section 2.04.020.B, which is:

1. Contracts for supplies, services or a combination: up to two hundred fifty thousand dollars (\$250,000) in any single transaction or term agreement; and

2. Contracts for professional services: up to one hundred fifty-thousand dollars (\$150,000) in any single transaction or term agreement; and, be it

FURTHER RESOLVED: That the City Administrator shall conduct competitive bidding or solicitation processes as mandated by the Oakland Municipal Code for contracts listed in Attachment A, or return to the City Council for waiver of competitive process if such is infeasible or unavailing; and, be it

FURTHER RESOLVED: That all contracts awarded by the City Administrator hereunder shall be reviewed and approved by the City Attorney prior to execution for form and legality and placed on file in the Office of the City Clerk.

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IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2005

PASSED BY THE FOLLOWING VOTE:

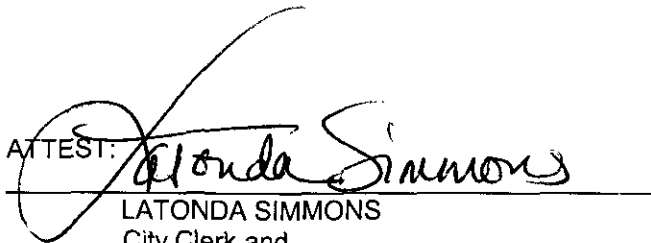
AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, REID, QUAN, AND
PRESIDENT DE LA FUENTE - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:



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