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OAKLAND

2015 OCT 29 PM 2:26

AGENDA REPORT

TO: Sabrina B. Landreth
City Administrator

FROM: Audree V. Jones-Taylor
Director, OPR

SUBJECT: Rainbow Gym Renovation Work
Through A Gift In Place From The
Golden State Warriors And The Good
Tidings Foundation

DATE: October 21, 2015

City Administrator Approval

Date:

10/28/15

RECOMMENDATION

Staff Recommends That The City Council Adopt A Resolution:

1) Authorizing the City Administrator to accept a gift of in-kind services from the Golden State Warriors and the Good Tidings Foundation for the Rainbow Recreation Center Basketball Gym Renovation Project valued at fifty-two thousand dollars (\$52,000); and

2) Authorizing the City Administrator to execute construction contracts with McWil Sport Surfaces, Inc., Doherty Restoration, Inc., and Straightline Enterprise, Inc. DBA First Service for one dollar (\$1.00) each to perform the services and authorize the work on city property; and

3) Waive advertising and bidding requirements for the project; and

4) Naming the basketball court inside the Rainbow Recreation Center after former Golden State Warrior player Jason Richardson

EXECUTIVE SUMMARY

Adoption of the proposed resolution by the City Council will authorize the City Administrator to accept a gift of in-kind services from the Golden State Warriors and the Good Tidings Foundation and execute one dollar (\$1.00) construction contracts with McWil Sports Surfaces, Inc., Doherty Restoration, Inc., and Straightline Enterprises, Inc., DBA First Service for the Rainbow Recreation Center gym renovation project and waive advertising and bidding requirements. In order to receive this donation, the City must facilitate the project completion by the funders required deadline of December 18, 2015. As part of this gift in place, the Warriors' foundation has requested the honor to name the newly renovated court after former Golden State Warrior, Jason Richardson.

Item: _____
Life Enrichment Committee
November 10, 2015

BACKGROUND / LEGISLATIVE HISTORY

The Good Tidings Foundation is a 501(c)3 children's charity that was founded in 1995 to support arts, education, athletics, and dreams for youth from communities of need in the Greater Bay Area. The Good Tidings Foundation creates original projects and works in partnership with professional sports franchises, businesses and agencies throughout the Bay Area to leverage resources in order to increase access to programs for youth. The Golden State Warriors and the Good Tidings Foundation have previously partnered with Oakland Parks and Recreation (OPR) to renovate over 25 basketball courts in Oakland. They have recently approached OPR to renovate the basketball court inside the Rainbow Recreation Center gym at no cost to the City with an anticipated project completion of December 2015. The Rainbow Recreation Center was identified in the 2005 City of Oakland Capital Improvement Plan and the Oakland Open Space and Recreation (OSCAR) report as a needed and planned improvement. Each year, the Warriors identify community projects to complete as a demonstration of community investment and dedication to youth and healthy lifestyles. The current project continues the legacy of community service the Good Tidings Foundation and the Golden State Warriors contribute to the City of Oakland staff and its communities.

ANALYSIS AND POLICY ALTERNATIVES

Renovation Work: The Rainbow Recreation Center gym floor and related basketball equipment exhibit serious wear, tear, and deferred maintenance. The acceptance of this gift will allow the Golden State Warriors in partnership with the Good Tidings Foundation and McWil Sports Surfaces, Doherty Restoration and Straightline Enterprises, Inc. DBA First Service to perform renovation including removal of existing basketball posts and backboards, wall repairs, installation of two new NBA hoop systems, hand painting the 'Warriors' logos at center court, and resurfacing the existing bleachers surrounding the court. When completed, hundreds of local regular participants will benefit from this project.

Oakland Municipal Code (OMC) Section 2.04.050.A requires the City Administrator to conduct advertising and bidding and award to the lowest responsible, responsive bidder for the purchase of products or services. OMC Section 2.04.050.1.5 states that the Council may waive advertising and bidding requirements upon a finding that it is in the City's best interest to do so. Staff recommends waiving the advertising and bidding requirements in order for the City of Oakland to take advantage of this gift in place opportunity. In light of the City's budgetary constraints and the growing need for quality recreational opportunities, staff wishes to leverage public and private resources wherever feasible to improve city parks and neighborhoods. The Rainbow Recreation Center basketball gym was chosen by the donor through a competitive process due to its heavy use and high value to the local community. However, the project must be completed within the tight deadline of December 18, 2015. The renovation project does not create unbudgeted costs for the City.

Naming Court After Jason Richardson: Part of the project request for the proposed gift in place includes naming the basketball courts inside the Rainbow Recreation Center after former Golden State Warrior, Jason Richardson. Mr. Richardson was drafted by the Golden State

Warriors as the fifth overall pick in the 2001 NBA draft and continued to play with the Warriors through 2007. Richardson quickly became an Oakland community favorite for his outstanding scoring, dedication to the team and fans, and ability to dunk winning the NBA Dunk Contest in both 2002 and 2003. As the long time captain of the Warriors Richardson organized a letter of apology to Warrior fans in 2005 after the team failed to make the playoffs for the 12th straight season. The following year, Richardson helped lead the Warriors to their first playoff game in 13 years. Staff believes that the naming request is justified, and the Parks and Recreation Advisory Commission will consider the formal adoption of the item at its November 4, 2015 meeting.

FISCAL IMPACT

This project has minor cost impacts to the City. Although the Golden State Warriors Foundation has agreed to fund the entire project in the amount of fifty-two thousand dollars (\$52,000) there will be minor project oversight and inspection costs to assure that the work is acceptable. Given the scope is essentially the repair and standard replacement of fixed equipment, the cost can be absorbed. The City will execute one-dollar (\$1.00) gift in place contracts with McWil Sports Surfaces, Inc., Doherty Restoration, Inc., and Straightline Enterprises, Inc. DBA First Service to perform the work. Through the gift in place contract, the Good Tidings Foundation will assume all responsibility for full payment to McWil Sports Surfaces, Doherty Restoration and Straightline Enterprises, Inc. DBA First Service for the work performed and the construction contracts will include provisions about City oversight and final acceptance of the work.

PUBLIC OUTREACH / INTEREST

Throughout a series of Community Focus Groups and various correspondences, OPR has been in ongoing conversations with community members and user groups about the deteriorating condition of the basketball gym. In cooperation with the Golden State Warriors, East Oakland Building Healthy Communities, and the Good Tidings Foundation, the Rainbow Recreation Center basketball gym was selected to receive a gift in place renovation from the Golden State Warriors Foundation.

COORDINATION

This project has been coordinated with the following:

- Oakland Parks and Recreation
- Oakland Public Works Agency
- Contracts and Compliance
- The Oakland City Attorney's Office
- East Oakland Building Healthy Communities
- Good Tidings Foundation
- Golden State Warriors Foundation
- Local Community
- Rainbow Recreation Center staff
- Controller's Bureau

SUSTAINABLE OPPORTUNITIES

Economic: As analyzed and recorded in the 2001 Journal of Leisure Research Vol. 33, citing a 10-20 percent increase in property values within a two to three block radius of well-maintained parks and open spaces, this project will add community and personal value to one of the City's most vulnerable neighborhoods.

Environmental: This project requires the contractor to recycle and re-use construction materials to the extent practical and comply with City standards.

Social Equity: The project will improve the healthy, outdoor recreational opportunities, and quality of recreation at Rainbow Recreation Center for the local community

ACTION REQUESTED OF THE CITY COUNCIL

Staff Recommends That The City Council Adopt:

A Resolution: 1) Authorizing the City Administrator to accept a gift of in-kind services from the Golden State Warriors and the Good Tidings Foundation for the Rainbow Recreation Center Basketball Gym Renovation Project valued at fifty-two thousand dollars (\$52,000); and

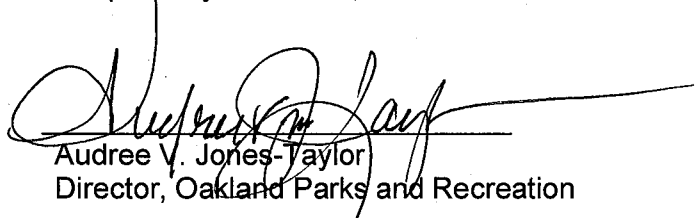
2) Authorizing the City Administrator to execute construction contracts with the Good Tidings Foundation and McWil Sport Surfaces, Inc., Doherty Restoration, Inc., and Straightline Enterprise, Inc. dba First Service for one dollar (\$1.00) each to perform the services and authorize the work on city property; and

3) Waive advertising and bidding requirements for the project; and

4) Naming the basketball court inside the Rainbow Recreation Center gym after former Golden State Warrior player Jason Richardson

For questions regarding this report, please contact Mark Hall, (510) 238-2389.

Respectfully submitted,



Audree V. Jones-Taylor
Director, Oakland Parks and Recreation

Prepared by: Mark Hall

Macaulay
City Attorney

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2015 OCT 29 PM 2:26

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

RESOLUTION 1) AUTHORIZING THE CITY ADMINISTRATOR TO ACCEPT A GIFT OF IN-KIND SERVICES FROM THE GOLDEN STATE WARRIORS AND THE GOOD TIDINGS FOUNDATION FOR THE RAINBOW RECREATION CENTER BASKETBALL GYM RENOVATION PROJECT VALUED AT FIFTY-TWO THOUSAND DOLLARS (\$52,000); AND 2) AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE CONSTRUCTION CONTRACTS WITH MCWIL SPORT SURFACES, INC., DOHERTY RESTORATION, INC., AND STRAIGHTLINE ENTERPRISE, INC. DBA FIRST SERVICE FOR ONE DOLLAR (\$1.00) EACH TO PERFORM THE SERVICES AND AUTHORIZE THE WORK ON CITY PROPERTY; AND 3) WAIVE ADVERTISING AND BIDDING REQUIREMENTS FOR THE PROJECT; AND 4) NAMING THE BASKETBALL COURT INSIDE THE RAINBOW RECREATION CENTER GYM AFTER FORMER GOLDEN STATE WARRIOR JASON RICHARDSON

WHEREAS, the Good Tidings Foundation, is a 501(c)3 children's charity that was founded in 1995 to support arts, education, athletics, and dreams for youth from communities of need in the Greater Bay Area; and

WHEREAS, the Good Tidings Foundation creates original projects and works in partnership with professional sports franchises, businesses and agencies throughout the Bay Area to leverage resources in order to increase access to enriching opportunities by deserving youth, including designing, funding and building projects that are maintained and programmed in perpetuity by school districts, recreation departments, or city governments; and

WHEREAS, the Golden State Warriors and the Good Tidings Foundation have partnered with the Oakland Parks and Recreation to renovate over 25 basketball courts in Oakland, and have recently approached the City of Oakland to renovate the Rainbow Recreation Basketball Gym at no cost to the City of Oakland with an anticipated project completion of December 2015; and

WHEREAS, staff seeks authority to accept the gift and execute a one dollar (\$1.00) construction contract with three separate contractors and the Good Tidings Foundation to complete the Rainbow Recreation Center Basketball Gym renovation project; and

WHEREAS, similar to the basketball courts at Arroyo Viejo Park, recently renovated and named the Chris Mullin basketball courts and the recently renovated San Antonio Park basketball courts now called the Sarunas Marciulionis courts, the Golden State Warriors have requested the honor to name the basketball court inside the Rainbow Recreation Center Gymnasium after former Golden State Warrior and Oakland community favorite, Jason Richardson; and

WHEREAS, Oakland Municipal Code Section 2.04.050.A requires the City Administrator to conduct advertising and bidding and award to the lowest responsible, responsive bidder for the purchase of products or services, and Oakland Municipal Code section 2.04.050.I.5 states that the Council may waive advertising and bidding requirements upon a finding that it is in the City's best interest to do so; and

WHEREAS, staff recommends waiving the advertising and bidding requirements because the funder has a deadline of December 2015 for project completion and in light of the City's budgetary constraints and the growing need for quality recreational opportunities, staff wishes to leverage public and private resources wherever feasible to improve city parks and neighborhoods; and

WHEREAS, the Rainbow Recreation Center was identified in the 2005 City of Oakland Capital Improvement Plan and the Oakland Open Space and Recreation (OSCAR) report as a needed and planned improvement and the Rainbow Recreation Center gym was selected from a competitive grant process to be renovated in partnership with the Golden State Warriors and the Good Tidings Foundation; and

WHEREAS, the Rainbow Recreation Center Basketball Gym renovation project does not create unbudgeted costs for the city; now, therefore, be it

RESOLVED: That the Oakland City Council hereby authorizes the City Administrator to accept a gift of in-kind services valued at an amount of \$52,000 from the Golden State Warriors and the Good Tidings Foundation; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to execute a construction contract for one dollar (\$1.00) with the Good Tidings Foundation and McWil Sport Surfaces to sand and finish the existing 4,150 square foot gym floor, paint the yellow border, apply the blue stain three point area, and apply two seal coats and three finish coats; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to execute a construction contract with Straightline Enterprise, Inc. DBA First Service, and the Good Tidings Foundation in the amount of one dollar (\$1.00) to apply a "Warriors" center logo and two "Good Tidings" side logos, install two new 48" x 72" unbreakable glass backboards, new rims, backboard padding, end of court wall padding in royal blue, and install a new remote controlled scoreboard; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to execute a construction contract with the Good Tidings Foundation and Doherty Restoration, Inc. in the amount of one dollar (\$1.00) to paint the walls including the wood paneling, and sand and apply Polyurethane on the bleachers; and be it

FURTHER RESOLVED: That pursuant to Oakland Municipal Code section 2.04.050.I.5 and based on the determinations of the City Administrator and staff in the accompanying agenda report and above, the Council finds that it is in the City's best interest to waive advertising and bidding requirements for the construction of the project and so waives the requirements; and be it

FURTHER RESOLVED: That the City Council finds that the performance of this contract is in the public interest because of economy and shall not result in the loss of employment or salary by any person having permanent status in the competitive services; and be it

FURTHER RESOLVED: That McWil Sports Surfaces, Inc., Doherty Restoration, Inc., and Straightline Enterprises, Inc. DBA First Service shall provide insurance and bonds as required by law and be subject to standard project oversight and city acceptance of the work as set forth in the specific construction contract to be executed; and be it

FURTHER RESOLVED: That the City Administrator, or designee, is hereby authorized to approve any subsequent amendments, modifications, or extension of said agreements, except those related to increasing the amount of the contract; and be it

FURTHER RESOLVED: That the City Council hereby approves the naming of the basketball courts inside the recreation center after former Golden State Warrior Jason Richardson; and be it

FURTHER RESOLVED: That the City Attorney's Office shall review and approve the proposed agreements as to form and legality and copies shall be filed with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL-WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID AND
PRESIDENT GIBSON MCELHANEY

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

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