

2024 JUN 11 PM 2:11

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

APPROVED AS TO FORM AND LEGALITY

Malia J. McLean  
CITY ATTORNEY'S OFFICE

## OAKLAND CITY COUNCIL

RESOLUTION NO. 90344 C.M.S.

**RESOLUTION 1) ACCEPTING A GIFT OF IN-KIND SERVICES FROM THE FRIENDS OF THE GARDENS AT LAKE MERRITT (FGLM) THROUGH FISCAL SPONSOR OAKLAND-EAST BAY GARDEN CENTER, INC. TO REPAVE THE JAPANESE GARDEN AT LAKE MERRITT VALUED IN AN AMOUNT NOT TO EXCEED NINETY-SIX THOUSAND ONE HUNDRED DOLLARS (\$96,100) AND 2) AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A CONTRACT IN THE AMOUNT OF ONE DOLLAR (\$1.00) WITH THE OAKLAND-EAST BAY GARDEN CENTER, INC. AS THE FISCAL SPONSOR FOR FGLM AND WOLFE, INC., THE CONSTRUCTION VENDOR SELECTED TO PERFORM THE SERVICES, TO AUTHORIZE THE WORK ON CITY PROPERTY**

**WHEREAS**, Friends of the Gardens at Lake Merritt (FGLM) is a nonprofit organization established to provide valued resources and programs to the public; and

**WHEREAS**, in partnership with the City of Oakland, FGLM supports garden revitalization through volunteerism, funding and special projects, ensuring these gardens remain a vibrant, relevant part of urban life; and

**WHEREAS**, FGLM will provide in-kind services, through its fiscal sponsor the Oakland-East Bay Garden Center, Inc., for the pavement repairs of the Japanese Garden at the Garden at Lake Merritt in Lakeside Park located at 666 Bellevue Avenue at no cost to the City of Oakland with an anticipated project completion of summer 2024; and

**WHEREAS**, the proposed project involves up to \$96,100 of in-kind services to repair and resurface the Japanese Garden pavement; and

**WHEREAS**, the Parks and Recreation Advisory Commission reviewed, provided comment and recommended the project at the October 11, 2023 meeting; and

**WHEREAS**, the City Administrator will execute a one dollar (\$1.00) construction contract with Oakland-East Bay Garden Center, Inc. as fiscal sponsor for FGLM and Wolfe, Inc., the construction vendor selected by FGLM to perform the services, and the parties shall provide insurance and bonds as required by law; now, therefore, be it

**RESOLVED:** That the City Council hereby accepts a gift of in-kind services valued in an amount not to exceed \$96,100 from FGLM through its fiscal sponsor Oakland-East Bay Garden Center, Inc. for the Japanese Garden repaving project; and be it

**FURTHER RESOLVED:** That the City Council authorizes the City Administrator to execute a contract in the amount of one dollar (\$1.00) with FGLM through its fiscal sponsor Oakland-East Bay Garden Center, Inc. and Wolfe, Inc., the construction vendor selected by FGLM to perform the services, to authorize the work on City property.

IN COUNCIL, OAKLAND, CALIFORNIA,

JUL 2 2024

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, JENKINS, KALB, KAPLAN, RAMACHANDRAN, REID, AND

~~PRESIDENT FORTUNATO~~ BAS - 7

NOES - 0

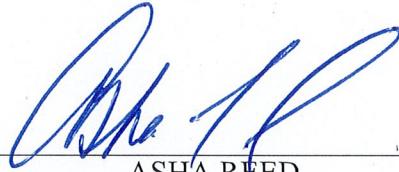
ABSENT - 0

ABSTENTION - 0

Excused - 1 BAS

3349652v1/MJM

ATTEST:



ASHA REED

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