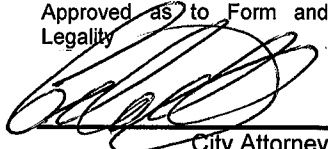


FILED
OFFICE OF THE CITY CLERK
OAKLAND
2015 APR 29 PM 12:58

OAKLAND CITY COUNCIL

Approved as to Form and
Legality

City Attorney

RESOLUTION No. 85591 C.M.S.

Introduced by Councilmember _____

RESOLUTION (1) WAIVING THE REQUEST FOR PROPOSAL (“RFP”) COMPETITIVE SELECTION REQUIREMENT; (2) AUTHORIZING THE CITY ADMINISTRATOR, OR DESIGNEE, TO AMEND THE PROFESSIONAL SERVICES AGREEMENT WITH URBAN DESIGN CONSULTING ENGINEERS TO INCREASE THE CONTRACT AMOUNT FROM ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00) TO A TOTAL NOT-TO-EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000.00); AND (3) EXTENDING THE TIME OF PERFORMANCE OF THE CONTRACT WORK FROM APRIL 30, 2015 TO DECEMBER 31, 2016, TO PERFORM DESIGN SERVICES FOR THE ANTIOCH COURT PEDESTRIAN IMPROVEMENT PROJECT

WHEREAS, on March 16, 2010, the City Council awarded a professional services contract to Urban Design Consulting Engineers for design and engineering services for an amount not-to-exceed one hundred and fifty thousand dollars (\$150,000.00), in accordance with Resolution No. 82616 C.M.S.; and

WHEREAS, Urban Design Consulting Engineers is a certified Small Local Business Enterprise (SLBE), and therefore complies with all Local Business Enterprise/Small Local Business Enterprise requirements; and

WHEREAS, Urban Design Consulting Engineers has been retained by the Montclair Village Association (MVA), a non-profit Business Improvement District serving businesses and customers in the Montclair District, to prepare a preliminary plan called the Antioch Court Pedestrian Improvement project, a community-initiated effort that began as early as 2002, when a group of citizens, artists, business owners and community leaders considered ways to improve the pedestrian experience in Montclair Village; and

WHEREAS, on July 18, 2013 the MVA made a presentation to the Bicycle and Pedestrian Advisory Committee (BPAC), and requested the BPAC to support future allocations of discretionary bike/pedestrian funds for the Antioch Court project; and

WHEREAS, at the March 2014 BPAC meeting, Antioch Court was identified as a project needing funds under the Pedestrian Master Plan Implementation program (Project No. C428310), and the Committee approved a request for \$90,000 in funds for final design; and

WHEREAS, Oakland Municipal Code (OMC) Title 2, Chapter 2, Article I, Section 2.04.051.A requires staff to conduct a competitive Request for Proposal/Qualification (RFP/Q) selection process for the procurement of professional services in excess of \$25,000.00; and

WHEREAS, OMC Title 2, Chapter 2, Article I, Section 2.04.051.B permits the Council to waive the competitive RFP/Q competitive selection requirement upon a finding and determination that it is in the best interests of the City to do so; and

WHEREAS, the City lacks the equipment and qualified personnel to perform the necessary work, and the performance of the professional services in the contract is in the public interest because of economy or better performance; 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 services; now, therefore be it

RESOLVED, that the City Council hereby authorizes the City Administrator, or the designee, to amend the professional services contract with Urban Design Consulting Engineers to increase the contract by one hundred thousand dollars (\$100,000.00) from one hundred fifty thousand dollars (\$150,000.00) to a total amount not-to-exceed two hundred fifty thousand dollars (\$250,000.00), and waive the Request for Proposal (RFP) requirement for the final design of the Antioch Court Project; and be it

FURTHER RESOLVED, that is in the best interest of the City to waive the RFP requirement (per OMC Section 2.04.051 B) since Urban Design Consulting Engineers has already performed substantial design work for the Antioch Court Project on behalf of the MVA; and be it

FURTHER RESOLVED, that the contract be extended from April 30, 2015 to December 31, 2016; and be it

FURTHER RESOLVED, that the amendment to the contract shall be reviewed and approved by the City Attorney and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, MAY 19 2015

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