



City Attorney

2018 NOV 35 PM 4:20 RESOLUTION No. 87464 E.M.S.

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR  
DESIGNEE TO EXECUTE PROFESSIONAL SERVICES AGREEMENTS  
FOR ON-CALL STRUCTURAL ENGINEERING SERVICES  
SUPPORTING FEDERAL PROJECTS WITH THREE FIRMS FOR TWO  
MILLION DOLLARS (\$2,000,000.00) EACH TO BIGGS CARDOSA  
ASSOCIATES, INC.; COWI NORTH AMERICA, INC.; AND ARUP**

**WHEREAS**, on-call structural engineering services are needed to assist the Department of Transportation in delivering federally funded capital improvement projects expeditiously in response to the influx of grant funding; and

**WHEREAS**, the City's current staffing capacity is insufficient to deliver much needed federally funded capital improvement projects; and

**WHEREAS**, on-call professional services provide structural engineering services to support capital improvement projects; and

**WHEREAS**, on June 15, 2018, the City issued a Request for Qualifications (RFQ) for On-Call Structural Engineering Services for federally funded projects, and six (6) firms submitted Statement of Qualifications (SOQ); and

**WHEREAS**, the selection of firms is in accordance with federal requirements and guidelines detailed in the Caltrans Local Assistance Procedures Manual (Chapter 10 – Consultant Selection) for local agencies requesting federal reimbursement for consultant services; and

**WHEREAS**, these procedures are in accordance with the Brooks Act (40 United States Code (USC), Section 1104) requiring local agencies to award federally funded engineering and design related contracts based on fair and open competitive negotiations, demonstrated competence, and professional qualifications (23 Code of Federal Regulations (CFR), Part 172), at a fair and reasonable price (48 CFR 31.201-3); and

**WHEREAS**, all firms met or exceeded the City's Disadvantaged Business Enterprise (DBE) goal of 33.00% participation and four (4) firms are Equal Benefits Ordinance (EBO) compliant; and

**WHEREAS**, three (3) firms have been selected for recommendation to be awarded with professional services agreements to provide on-call structural engineering services for federally funded projects; and

**WHEREAS**, on-call structural engineering services will be funded through various individual federal projects and funds will be identified prior to the performance of the on-call services; and

**WHEREAS**, the City Council finds that the services provided pursuant to the agreements authorized hereunder are of a professional, scientific, or technical nature and are temporary in nature; and

**WHEREAS**, the City Council finds that the agreements 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 authorizes the City Administrator or designee to execute professional services agreements for on-call structural engineering services supporting federal projects to three (3) firms for two million dollars (\$2,000,000.00) each to Biggs Cardosa Associates, Inc.; COWI North America, Inc.; And ARUP; and be it

**FURTHER RESOLVED**, That the terms of each agreement shall be executed for a three (3) year duration; and be it

**FURTHER RESOLVED**, That the City Administrator, or designee, is hereby authorized to approve any subsequent amendments to or extensions of said agreements, provided that such amendments or extensions shall be approved for form and legality by the City Attorney and a copy shall be kept on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, DEC 11 2018

**PASSED BY THE FOLLOWING VOTE:**

AYES - ~~Brooks~~, CAMPBELL WASHINGTON, GALLO, GIBSON MCELHANEY, GUILLEN, KALB, KAPLAN, and PRESIDENT REID - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - 1 Brooks

ATTEST:



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