

OFFICE OF THE CITY CLERK  
OAKLAND

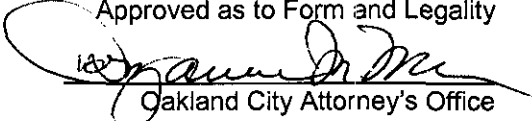
2005 OCT 13 AM 8:38

OAKLAND CITY COUNCIL

RESOLUTION No: 79559 C.M.S.

INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

Approved as to Form and Legality

  
Oakland City Attorney's Office

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**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO AMEND THE CONTRACT WITH SHAH KAWASAKI ARCHITECTS TO ADD ADDITIONAL DESIGN AND ENGINEERING SERVICES FOR THE STUDIO ONE ART CENTER REHABILITATION PROJECT AND TO INCREASE THE CONTRACT FROM ONE MILLION DOLLARS (\$1,000,000.00) TO A TOTAL CONTRACT AMOUNT NOT-TO-EXCEED ONE MILLION ONE HUNDRED THOUSAND DOLLARS (\$1,100,000.00)**

WHEREAS, Studio One Art Center is an existing facility identified for renovation and rehabilitation under Capital Improvement program and in accordance with Measure DD passed by the Voters on November 5, 2003; and

WHEREAS, a professional services agreement was awarded to Shah Kawasaki Architects for design and engineering services and executed in accordance with Resolution No. 78033 C.M.S. ; and

WHEREAS, the City desires additional services to complete the above referenced project; and

WHEREAS, it is in the City's best interests to include the additional project services in the contract with Shah Kawasaki Architects for continuity of the project, to manage potential claims and risk and to avoid schedule delays; and

WHEREAS, the City lacks the equipment and qualified personnel to perform the necessary work; and

WHEREAS, the City Council finds and determines that the performance of this contract is in the public interest because of economy; and

WHEREAS, the project is designated in the Capital Improvement Plan for FY2003-2005, and funding exists in State Proposition 12, the 2000 Park Bond Act, under the Murray Hayden Urban Youth Services Program, Fund (2134), project (C196810), in Capital Improvement Program Fund (5500), project (C71910) as matching funds for the Murray Hayden Grant, and in Bond Measure DD – Oakland Trust for Clean Water and Safe Parks Fund (5320), project (C244710); and

WHEREAS, the funding for the contract amendment is available in Bond Measure DD, Oakland Trust for Clean Water and Safe Parks, Fund (5320); Director's Unit (Organization

#92110); Architectural and Engineering (account #54411); Studio One Art Center project (#C244710).

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 Administrator, or her designee, is hereby authorized to amend the contract with Shah Kawasaki Architects to provide additional services for the rehabilitation of the Studio One Art Center and to increase the contract from one million dollars (\$1,000,000.00) to an amount not-to-exceed one million one hundred thousand dollars (\$1,100,000.00); and, be it

FURTHER RESOLVED: That the City Council hereby finds that it would be in the best interests of the City to include the additional project services in the contract with Shah Kawasaki Architects: 1) to hold the current consultant, Shah Kawasaki Architects, responsible for all project work, 2) to best manage the City's potential claims and risk by contracting the same consultant for all project work, 3) to maintain continuity of the project, and 4) to avoid schedule delays; and, be it


FURTHER RESOLVED: That the City Administrator, or her designated representative, is hereby authorized to approve any subsequent amendments, modifications, or extensions of said agreement, excepting those related to increasing the amount of the contract above the amounts authorized under this Resolution, provided that such amendments or extensions shall be approved as to form and legality by the City Attorney's Office and filed with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, NOV 01 2009<sup>5</sup>

PASSED BY THE FOLLOWING VOTE:

AYES - BRUNNER, KERNIGHAN, NADEL, QUAN, BROOKS, REID, CHANG, AND PRESIDENT OF THE COUNCIL 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