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**CITY OF OAKLAND  
MEMORANDUM**

**TO:** Rules & Legislation Committee  
**ATTN:** Assistant to the City Manager  
**FROM:** Lesley Estes  
238-7431  
250 FHOP, Suite 5301/PWA/DCSD  
**DATE:** 5/13/04

**SUBJECT: REQUEST TO SCHEDULE AGENDA ITEM**

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**TITLE:** Resolution authorizing the sixth amendment to the professional services agreement with the Lake Merritt Institute for the cleanup of the Lake Merritt for FY 2004-07, in an amount not to exceed \$469,426 for a total contract amount not to exceed \$1,269,581.

**SCHEDULING RECOMMENDATION:**

A. Committee Public Works  
(Please specify Committee. Committees meet 2<sup>nd</sup> & 4<sup>th</sup> Tuesdays)

City Council Redevelopment Agency  
(Council/Agency meets on 1<sup>st</sup>, 3<sup>rd</sup>, and 5<sup>th</sup> Tuesdays)

B. Meeting Date: June 8, 2004

Is there a statutory, regulatory, financial or grant deadline? Specify: Yes. Current contract with the Lake Merritt Institute ends on May 31, 2004.

Is a staff report required/requested? Yes

What is the fiscal impact on the City/Agency? Adopting this amendment will cost the City \$151,570 in FY 2004/05, \$156,416 in FY 2005/06, and \$161,440 in FY 2006/2007. Each year, 50% of the monies will come from Clean Water Program non-project monies in Fund 3100 – Sewer Service Fund and Organization 30285, and 50% from Fund 1720 (Comprehensive Cleanup) and Organization 30474, and Project P35510.

If the ten-day (Sunshine Ordinance) agenda deadline cannot be met, please indicate reason:

Item constitutes an "emergency" (Crippling disaster, work stoppage or other activity which severely impacts public health and/or safety)

It was not reasonably possible to place the proposed item on the two-week agenda AND any of the following exist:

Item requires immediate action to avoid a substantial adverse impact if action is deferred to a subsequent special or regular meeting;

Item requires immediate action relating to federal or state legislation;

Item requires immediate action relating to eligibility for a grant or gift; OR

Item is ceremonial.

Explain why item could not have been placed on the 10-day agenda: