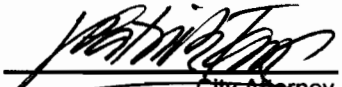


FILED
OFFICE OF THE CITY CLERK
OAKLAND
2009 JUL -2 AM 10:04

Approved as to Form and Legality

OAKLAND CITY COUNCIL
RESOLUTION NO. 82175 C.M.S.


City Attorney

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A FOUR-YEAR AGREEMENT WITH THE OPTION FOR A ONE-YEAR EXTENSION FOR AN AMOUNT NOT TO EXCEED THREE HUNDRED THOUSAND DOLLARS (\$300,000.00) WITH R3 CONSULTING GROUP TO PROVIDE ZERO WASTE SYSTEM DESIGN TECHNICAL ASSISTANCE SERVICES

WHEREAS, the City of Oakland's Franchise Agreement for Solid Waste and Yard Waste Collection and Disposal Services with Waste Management of Alameda County, and the Agreement for Residential Recycling Service with California Waste Solutions expire on December 31, 2012; and

WHEREAS, in 2006 through Resolution #79774 C.M.S., the City Council adopted a Zero Waste Goal by year 2020 and directed the Public Works Agency staff to prepare a Zero Waste Strategic Plan for the City of Oakland; and

WHEREAS, in 2006 through Resolution #80286 C.M.S. the City Council adopted a Zero Waste Strategic Plan that included Strategy 2, Develop and Adopt New Rules and Incentives to Reduce Waste Disposal, which states: "Development and adoption of a new waste management system design in preparation for Oakland's next collection and disposal contract is key to the goal of reducing waste;" and

WHEREAS, in 2009 through Resolution #81870 C.M.S. the City Council adopted Evaluative Criteria for assessing Zero Waste system models to replace the expiring franchise and recycling agreements, which allow for development of a new system with clear policy objectives including broader community benefits beyond waste reduction and diversion; and

WHEREAS, the City needs a consultant team to provide technical assistance in support of the modeling and testing of system design options, to formulate recommendations for a preferred Zero Waste system for Council approval; and

WHEREAS, the City needs a consultant team to provide technical assistance to support development and solicitation of service contracts to fulfill the Council-approved Zero Waste system; and

WHEREAS, through the City's Request for Proposal and interview process, R3 Consulting Group was rated as the top-ranked firm able to provide the consulting services required; and

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

WHEREAS, the City Council finds that this agreement shall not result in the loss of employment or salary by any person having permanent status in the competitive service; now, therefore be it

RESOLVED: That the City Administrator is hereby authorized to enter into a professional services agreement with R3 Consulting Group to provide Zero Waste System Design Technical Assistance consulting services under the direction of the City's Public Works Agency Environmental Services Division; and be it

FURTHER RESOLVED: That the total amount of the agreement shall be for a not-to-exceed amount of three hundred thousand dollars (\$300,000) for a four-year period through December 31, 2013 with the option for a one-year extension; and be it

FURTHER RESOLVED: That this agreement with R3 Consulting Group will be funded by Recycling Program Fund (1710), Recycling and Solid Waste Organization (30682), Non-Residential Recycling Project (P275210), Recycling and Solid Waste Program (SC17); and be it

FURTHER RESOLVED: That the City Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total compensation or the allocation of additional funds, provided that such amendments or extensions shall be reviewed by the City Attorney and filed with the City Clerk's Office; and be it

FURTHER RESOLVED: That a copy of the agreement will be on file in the City Clerk's Office and will be approved by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 21 2009, 2009

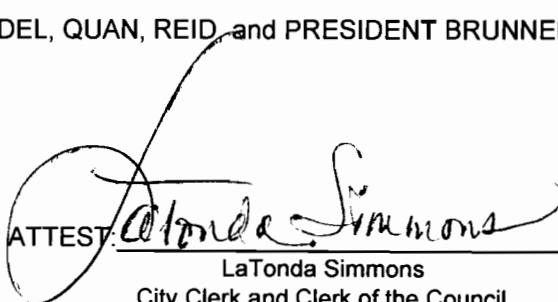
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID and PRESIDENT BRUNNER - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

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