

OAKLAND CITY COUNCIL

RESOLUTION NO. 77808

FILED
OFFICE OF THE CITY CLERK
C.M.S. OAKLAND

2003 MAY -1 PM 1:42

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO PROFESSIONAL ASBESTOS AND LEAD-BASED PAINT CONSULTING SERVICES AGREEMENT WITH ACC ENVIRONMENTAL, OAKLAND, CALIFORNIA FOR A NOT-TO-EXCEED TOTAL VALUE OF \$200,000 FOR A TWO YEAR PERIOD JULY 1, 2003 THROUGH JUNE 30, 2005

WHEREAS, the City needs to be able to conduct pre-demolition/renovation asbestos and lead-based paint surveys at, and characterize suspect hazardous materials existing in, properties that the City owns, plans to acquire, redevelop, or dispose of, and

WHEREAS, the City needs to be able to provide pre-demolition/renovation abatement of identified asbestos-containing materials and lead-based paint at properties that the City owns, plans to acquire, redevelop, or dispose of, and

WHEREAS, the City needs to be able to provide environmental quality control services through abatement project construction monitoring, air monitoring, and laboratory services to support the City's renovations and/or demolition projects at properties that the City owns, plans to acquire, redevelop, or dispose of, and

WHEREAS, the City needs consultants that are experienced with state of the art asbestos and lead-based paint survey techniques and preparation of abatement plans and specifications, and

WHEREAS, the City needs consultants that are thoroughly knowledgeable in the application of local, state, and federal environmental and asbestos/lead-based paint regulations, and

WHEREAS, the City needs consultants that will interact with regulatory agencies, as the City's technical expert, in negotiations regarding asbestos and lead-based paint abatement and clearance requirements, and

WHEREAS, through the City's Request for Proposal process ACC Environmental, Inc. was ranked as one of the top four rated firms to provide the 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 the agreement directly or indirectly supports the City Council Goal to develop a sustainable City; and

WHEREAS, the City Council finds that the 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 Manager is hereby authorized to negotiate and enter into an agreement with ACC Environmental, Inc., subject to the review and approval of the City Attorney, to provide as-needed asbestos/lead-based paint consulting and compliance 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 is for a sum not to exceed \$200,000 for a two year period to expire June 30, 2005; and be it

FURTHER RESOLVED: That the City Manager 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 compensation or the allocation of additional funds provided that such amendments or extensions shall be filed with the City Clerk's Office; and be it

FURTHER RESOLVED: That a copy of the executed 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, MAY 20 2003, 20__


PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, NADEL, ~~QUAN~~, REID, WAN and
PRESIDENT DE LA FUENTE - 7

NOES-

~~ABSENT-~~ Excused Quan - 1

ABSTENTION-

ATTEST 
CEDA FLOYD
City Clerk and Clerk of the Council
of the City of Oakland, California