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**OAKLAND CITY COUNCIL**

**RESOLUTION No: 80035 C.M.S.**

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**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO WAIVE THE COMPETITIVE SELECTION PROCESS AND ENTER INTO AN AGREEMENT WITH FRIENDS OF OAKLAND PARKS AND RECREATION (FOPR) IN AN AMOUNT NOT TO EXCEED TWO HUNDRED SEVENTY-FIVE THOUSAND DOLLARS (\$275,000.00) FOR THE DESIGN OF RAIMONDI PARK PROJECT (C245510 AND C245520)**

**WHEREAS**, Raimondi Park is an existing park identified for renovation and rehabilitation under the City's Capital Improvement Plan for FY 2003-2005 budget and is located at 1800 Wood Street; and

**WHEREAS**, the Raimondi Park renovation project ("Project") involves design and renovation of the multipurpose ball field, the baseball diamond, community elements and infrastructure improvements as funding allows (Phase I); and

**WHEREAS**, Friends of Oakland Parks and Recreation ("FOPR"), a local non-profit organization, has solicited and received grants and pledges for the Project and is continuing to solicit additional funds for the Project; and

**WHEREAS**, FOPR wishes to design the renovations for the Raimondi Park project and has developed a concept plan for the park with the community and the City; and

**WHEREAS**, the City of Oakland received funding totaling \$2,700,000.00 for this project from: 1) the State of California Murray-Hayden Grant (\$2,500,000.00), California Parks and Recreation Fund (2134); Capital Project Management Organization (92270); Raimondi Park Project (C245520), and 2) the City Measure K General Obligation Bond Series 2000D (\$200,000.00), Fund (5014); Facilities Planning and Development Organization (30234); Raimondi Park Renovation Project (C245510); and

**WHEREAS**, City funds for the agreement are available from the following two sources: 1) \$75,000.00 from the Measure K General Obligation Bond Series 2000D Fund (5014), and 2) \$200,000.00 from the Murray-Hayden Grant Program in the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002; and

**WHEREAS**, FOPR will provide \$840,000.00 from private donations and grants and there is a combined total project budget from City and FOPR of \$3,540,000.00; and

**WHEREAS**, the development of the Project would benefit the City and the Oakland community at large; and

**WHEREAS:** the City Council finds and determines that the performance of this agreement shall not result in the loss of employment or salary by any persons having permanent stat in the competitive services and that the services are of a professional and temporary in nature; and

**WHEREAS,** FOPR will be required to hire properly licensed professionals, include the City's standard indemnity and other provisions applicable to licensed design professionals in the design sub-contract, provide the types and amounts of insurance required by the City's Risk Manager, assign the design contract to the City at project completion, and meet the City's contract compliance requirements; now; therefore, be it

**RESOLVED:** That pursuant to Oakland Municipal Code Title 2, Chapter 2.04, Article 2.04.051.B, the City Council finds and determines that it is in the City's best interest to waive the competitive process for professional services because it will expedite the project, and authorizes the City Administrator or her designee to enter into an agreement with FOPR in an amount not to exceed two hundred seventy-five thousand dollars (\$275,000.00) for design of improvements to the Raimondi Park Project and some project management services; and, be it

**FURTHER RESOLVED:** FOPR will be required to: 1) hire properly licensed professionals to provide design services, 2) provide the City copies of all design sub-contracts for review, 3) require design professionals to provide the City's standard indemnity, insurance and other terms applicable to licensed design professionals hired by the City, 4) assign design sub-contracts to the City at project completion, and 5) meet the City's contract compliance requirements.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 18 2006, 2006

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

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:   
LATONDA SIMMONS  
City Clerk and Clerk of the Council of  
the City of Oakland, California