

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2005 JUN 16 PM 6:34 APPROVED AS TO FORM AND LEGALITY:

Dennis

Deputy City Attorney

OAKLAND CITY COUNCIL
RESOLUTION No. 79386 C.M.S.

**A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO
NEGOTIATE AND EXECUTE DESIGN CONTRACTS FOR THE
NEIGHBORHOOD COMMERCIAL REVITALIZATION FAÇADE
IMPROVEMENT PROGRAM IN AN AMOUNT NOT TO EXCEED
\$300,000 FOR THE PERIOD OF JULY 1, 2005 THROUGH JUNE 30,
2009, WITHOUT RETURNING TO THE CITY COUNCIL**

WHEREAS, the City of Oakland contains many neighborhood commercial areas in need of revitalization and physical improvements; and

WHEREAS, the Community and Economic Development Agency's Neighborhood Commercial Revitalization (NCR) Program has designated targeted commercial areas for revitalization, including façade improvements; and

WHEREAS, the City Council authorized the NCR Façade Improvement Program and the City Administrator to approve and execute all third-party design contracts within the available budget for the Façade Improvement Program (Resolution No. 73818 C.M.S.); and

WHEREAS, the Façade Improvement Program provides incentives for property owners and business owners to rehabilitate and revitalize commercial buildings and storefronts in targeted commercial districts of the City located in eligible Community Development Districts and;

WHEREAS, such rehabilitation and revitalization assists in the elimination of blight in the target districts and assists with retaining and attracting businesses, increasing job opportunities and sales tax revenues for the City of Oakland; and

WHEREAS, architectural design consulting services are needed to implement the program; and

WHEREAS, CEDA staff issued a Request for Qualifications for architectural services and has selected a list of finalists from the respondents; and

WHEREAS, the City's standard procurement process for third-party contracts requires excessive time to obtain City Council authorization that may lead to potential

delays in the implementation of the Façade Improvement Program; and

WHEREAS, the City seeks to avoid such potential delays by authorizing the City Administrator to approve and execute all third-party design contracts within the available budget for the Neighborhood Commercial Revitalization Façade Improvement Program for the four (4) year period from July 1, 2005 through June 30, 2009; and

WHEREAS, the City finds that these services are of a professional nature and will be temporary in duration; and

WHEREAS, the City finds that these contracts will 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 Council authorizes the City Administrator or her designee to negotiate and execute, amend, modify and extend all third-party design contracts necessary to carry out the Neighborhood Commercial Revitalization Façade Improvement Program in an amount not to exceed \$300,000 to be funded from the U.S. Department of Housing and Urban Development-Community Development Block Grant Program Fund (2108), Neighborhood Commercial Revitalization Project Development (G83200) without having to obtain further City Council authorization; and be it

FURTHER RESOLVED: That all agreements executed pursuant to the Resolution be approved as to form and legality by the Office of the City Attorney and be filed in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 19 2005, 2005

PASSED BY THE FOLLOWING VOTE:

AYES- **BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL,**
REID, QUAN, AND PRESIDENT 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