

**CITY OF OAKLAND
AGENDA REPORT**

FILED
OFFICE OF THE CITY CLERK
2005 JUN 28 PM 3:14

TO: Office of the City Administrator
ATTN: Deborah Edgerly
FROM: Public Works Agency
DATE: July 12, 2005

RE: RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH T.Y. LIN INTERNATIONAL/CCS TO PROVIDE PROFESSIONAL ENGINEERING SERVICES FOR THE REVIVE CHINATOWN PEDESTRIAN-ORIENTED IMPROVEMENTS PROJECT (PROJECT NO. G278210) FOR AN AMOUNT NOT TO EXCEED \$245,000.00

SUMMARY

This item requests City Council approval of a resolution authorizing the City Administrator to negotiate and enter into a professional services agreement with T.Y. Lin International/CCS for an amount not to exceed \$245,000.00. T.Y. Lin International/CCS would provide professional civil engineering and related design services for the Revive Chinatown Pedestrian-Oriented Improvements Project (Project No. G278210).

The Metropolitan Transportation Commission (MTC) granted federal funds to this project through the Transportation for Livable Communities (TLC) Program as administered through the California Department of Transportation (Caltrans). Federal funds in the amount of \$2,200,000.00 and the local match amount of \$477,000.00 will be used for preliminary engineering, construction, construction engineering, project management and contingencies. Funds are available for this contract.

This project is consistent with the Mayor and City Council Goal to Build Community and Foster Livable Neighborhoods. The project is located in Council District 2.

The program funds must be obligated by June 30, 2006 for TLC capital projects. In order to meet this funding deadline, final construction documents must be completed by April 2006 and submitted to Caltrans for authorization to proceed with construction. It is recommended that the resolution be approved.

FISCAL IMPACT

The professional services agreement will be for the base contract amount of \$219,600.00 and \$25,400.00 in contingency for a total amount not to exceed \$245,000.00. Funds for this agreement were budgeted to provide professional services specifically for the Revive Chinatown Pedestrian-Oriented Improvements Project. Funds are available as shown in the table below:

Fund	Organization	Account	Project No.	Amount
Metropolitan Transportation Commission (MTC) Fund (2163)	Capital Improvement Projects - Streets and Structures Organization (92242)	Consultant Contract Account (54411)	G278210	\$200,000.00
Measure B Bicycle and Pedestrian Safety Funds (2212)	Capital Improvement Projects - Streets and Structures Organization (92242)	Consultant Contract Account (54411)	G278230	\$45,000.00
Total Funds Available for Consultant Contract:				\$245,000.00

The total cost of the project is estimated to be \$2,677,000.00, which includes \$2,200,000.00 in federal funds that have been granted by MTC through the TLC program and \$477,000.00 in local funds that have been secured from Measure “B” Pedestrian Streetscape Safety Elements funds (2212) and the Redevelopment Agency Central District funds (7780). Federal and local funds have been approved for acceptance and appropriation by City Council Resolution #79166 and Redevelopment Agency Resolution #2005-0022 on April 19, 2005. The total project funds will be used for preliminary engineering, construction, construction engineering, project management and contingencies. The City will be responsible for maintaining the project after completion.

BACKGROUND

In 2001, the City of Oakland applied to the California Department of Transportation (Caltrans) for an Environmental Justice-Planning grant. This application was submitted in collaboration with Asian Health Services (AHS) and the Oakland Chinatown Chamber of Commerce (Chamber). The \$225,000.00 grant was awarded in early 2003 to complete a community-based transportation plan to empower a community that, historically, has been excluded from transportation decision-making and adversely affected by transportation projects. The close collaboration between the City, AHS, and the Chamber was catalyzed in part by data analysis for the Pedestrian Master Plan that identified Chinatown as having the highest concentration of pedestrian/motor vehicle collisions in Oakland.

The planning process was directed by a steering committee involving AHS, the Chamber, former Councilmember Danny Wan, Councilmember Henry Chang, and the Oakland Pedestrian Safety Project (OPSP). The corresponding Technical Advisory Committee (TAC) included AC Transit, Bay Area Rapid Transit District (BART), City of Alameda, Oakland Public Works Agency, and the Oakland Police Department. CHS Consulting completed the technical analysis of existing conditions, project alternatives, and project recommendations.

AHS and the Chamber led an extensive, grassroots process of community participation to address the complexity of the transportation issues, the number of stakeholders, and the diversity within the Chinatown community. To guide the community process, AHS and the Chamber formed a Community Advisory Committee (CAC) composed of leaders from businesses, family associations, and other organizations. Through focus groups, surveys, mapping exercises, and meetings, over 1,000 people participated in this planning process.

As the outcome of this process, the Revive Chinatown Community Transportation Plan (2004) provides a twenty-year vision for the core of Oakland Chinatown, bounded by 7th Street to the south, 10th Street to the north, Broadway to the west, and Harrison Street to the east. This project is the first phase of capital improvements identified by the Revive Chinatown Community Transportation Plan. The plan has the following four goals:

- 1) Create a pedestrian environment that is safe and accessible for people of all ages and abilities.
- 2) Expand transportation choices for travel to and from Chinatown to encourage more visitors and shoppers.
- 3) Improve the attractiveness of Chinatown's commercial district as a regional shopping destination.
- 4) Involve the community in a process that unifies diverse groups and empowers them to seek long-term solutions to quality of life issues in Oakland Chinatown.

This project focuses on (1) improving pedestrian safety and access and (2) improving Chinatown's appearance. To create a pedestrian-oriented district in Chinatown, pedestrian bulb-outs and "scramble signals" will be installed at the four busiest intersections in the Chinatown core. Scramble signals allow pedestrians to cross while all vehicular traffic is stopped. These four core intersections plus the twelve immediately surrounding intersections will receive pedestrian countdown signal heads and high visibility crosswalks. Pedestrian-scale street lighting and banners will be installed on two blocks to demonstrate the benefits of additional pedestrian-scale lighting in future project phases. The project also includes bilingual way-finding signage to direct visitors to key destinations in Chinatown, including the nearby BART stations.

T.Y. Lin International/CCS will provide full design services, including preparing plans, specifications and cost estimates, holding public meetings, preparing necessary forms and documents for environmental clearance, securing permits, and providing services during bidding and construction phases. The project is currently in the pre-design phase. Construction of the project is anticipated to be completed by Spring 2007.

Selection Process

On May 2, 2005, Public Works Agency issued a Request for Proposals (RFP) for civil engineering and landscape architectural design services. Notices were sent to registered firms and organizations and the project was advertised in various trade publications. This outreach effort resulted in a pre-proposal meeting on May 10, 2005 that was well attended, with over 15 participants.

On May 31, 2005, the City received five proposals for design services for this project. The prime consultants who submitted proposals were:

- Dillingham Associates
- Kimley-Horn and Associates Inc.
- Robert La Rocca & Associates, Inc.
- T.Y. Lin International/CCS
- Winzler & Kelly Consulting Engineers

Since this project is partially funded by federal funds, the Disadvantaged Business Enterprise (DBE) program is used instead of the Local/Small Local Business Enterprise program. All five teams, which included a total of 19 consulting firms, met the DBE participation requirements.

Selection Criteria

A qualification-based selection process was used to rank proposals. PWA staff prepared objective selection criteria that would be used in rating the qualifications of each team. The firms were evaluated based on the following criteria:

- Professional and technical qualifications;
- Experience and work on similar projects;
- A demonstrated ability to work with community groups and other stakeholders;
- The team’s management and organization;
- The team’s approach to the project, including a specific outline of how the work will be performed;
- A clear understanding of the services requested;
- A demonstrated awareness of potential problems and possible solutions, and any special resources needed to successfully complete the project;
- References.

A panel of five members reviewed the proposals against these criteria. The panel included a representative of City Council District 2 and staff from the Community and Economic Development Agency and the Public Works Agency. This panel selected all five firms to proceed to the next phase.

On June 6, 2005, the teams made presentations and were interviewed by the same panel. Based on these presentations and interviews, T.Y. Lin International/CCS was selected as the team most qualified to complete this project.

The team rankings are summarized below. The first column is the number of panelists (out of five), who ranked the team first. The second column is the average ranking of all panelists.

<u>Team</u>	<u>Number of Top Rank</u>	<u>Average Rank</u>
• T.Y. Lin International/CCS	5	1.0
• Winzler & Kelly Consulting Engineers	0	2.2
• Kimley-Horn and Associates Inc.	0	3.2
• Dillingham Associates	0	3.8
• Robert La Rocca & Associates, Inc.	0	4.8

The T.Y. Lin team demonstrated strong experience in the type of services requested for this project.

Local Participation

Since there is federal funding for this project, the Disadvantaged Business Enterprise (DBE) program applies instead of the City L/SLBE program. The DBE annual overall goal for the City of Oakland is 8.2% race

neutral. A 0% DBE participation goal was set for this project because Oakland has exceeded its annual DBE goal on previous projects. Although there is no specific goal for DBE participation on this project, consultants were encouraged to obtain DBE participation.

All five teams were reviewed for compliance with the City of Oakland’s DBE Program goals. All five teams met the 0% DBE goal with the following percentages:

<u>Team</u>	<u>DBE Participation</u>
• T.Y. Lin International/CCS	19%
• Winzler & Kelly Consulting Engineers	30%
• Kimley-Horn and Associates Inc.	20%
• Dillingham Associates	0%
• Robert La Rocca & Associates, Inc.	28%

All proposals were evaluated for compliance on June 3, 2005. The original scope submitted by T.Y. Lin International/CCS anticipated a participation of 15% DBE. The DBE participation shown in the table above (19%) represents the final negotiated scope of services. This reflects a slight increase in traffic engineering design work, a decrease in landscape and urban planning design, and the elimination of geotechnical and pavement design work.

The table below shows the T.Y. Lin International/CCS design team. The information has been reviewed and evaluated by the Contract Compliance and Employment Services Division of the City Administrator’s Office and is shown on *Attachment A*.

Participating Firms	Discipline	Location	Status	% of Project Work
T.Y. Lin International	Prime Consultant	Oakland, CA	Certified – LBE	63%
CHS Consulting	Traffic Engineering Sub-consultant	Oakland, CA	Certified – SLBE Certified – DBE	19%
Freedman Tung & Bottomley	Landscape Sub-consultant	San Francisco, CA		14%
SFE Landscape Architects	Landscape Sub-consultant	San Ramon, CA		4%

Qualifications

T.Y. Lin has extensive experience in streetscape, highway, and general civil engineering design projects. The firm has completed over 100 local street improvement projects including many in urban areas and with streetscape improvements.

KEY ISSUES AND IMPACTS

The City of Oakland must obtain authorization from Caltrans to proceed with the construction of the project by June 30, 2006. In order to meet this funding deadline, final construction documents must be completed by April 2006. T.Y. Lin has shown the ability to complete the design services in a timely manner. The design work is scheduled to begin in September 2005 and be completed by February 2006. Construction is scheduled to start in August 2006 and be completed in March 2007. The project schedule is shown on *Attachment B*.

Approval of this resolution will facilitate the initiation of the project and will help ensure meeting the obligation deadline.

PROJECT DESCRIPTION

The proposed work consists of pedestrian oriented improvements, including corner bulb-outs, scramble traffic signals, pedestrian countdown signals, high-visibility crosswalks, pedestrian-scale lighting, street trees, street furniture, signage, and miscellaneous work in the Chinatown core.

The project limits are the streets including and in-between 7th Street to 10th Street and Broadway to Harrison Street in the Chinatown core. The project will improve pedestrian safety and access in Oakland Chinatown.

As part of the subject professional services agreement, T.Y. Lin will provide civil engineering and landscape architectural design services for this project including coordination of utility work, preparing permit documentation and applications, preparing construction documents, and providing bid and construction administration support. The construction documents will include, in general, complete plans, specifications, and construction cost estimate for bulbouts, pavement markings, scrambled intersections, pedestrian scale lighting, high visibility cross walks, traffic signal modification, pedestrian signal heads/countdown timers, drainage facilities, street furniture, signage, and tree planting. The approximate construction budget for this project is \$2,145,000.00.

SUSTAINABLE OPPORTUNITIES

Economic: The improvements to the Chinatown core will help create vibrant streets for residents, merchants, and visitors. These improvements are part of the larger strategy of the community transportation plan to strengthen Chinatown's role as a regional shopping destination.

Environmental: In addition to promoting walking and transit riding, this project offers significant quality of life improvements for Chinatown by humanizing the main streets of this busy commercial district.

Social Equity: Oakland Chinatown is an economic and cultural center for Asian-American communities throughout the East Bay. The environmental justice planning process addressed the burden on this community created by busy streets and nearby freeway access points. In the context of the long-term community transportation plan, this capital improvement project is an important step for mitigating these negative impacts.

DISABILITY AND SENIOR CITIZEN ACCESS

A key aspect of this project is serving the high population of seniors and persons with disabilities who either live in Chinatown or travel there for services. The project follows the principles of universal design – that projects designed to accommodate the most vulnerable users are in the best interest of all users. The proposed improvements at sixteen intersections will serve seniors and persons with disabilities by providing improved pedestrian safety and access. The project will comply fully with the Americans with Disabilities Act (ADA) and to all City of Oakland regulations that ensure adequate access for senior citizens and persons with disabilities.


RECOMMENDATION AND RATIONALE

Staff recommends that the City Council approve the resolution authorizing the City Administrator to negotiate and enter into a professional services agreement with T.Y. Lin International/CCS for an amount not to exceed \$245,000.00. T.Y. Lin International/CCS will provide professional civil engineering and related design services for the Revive Chinatown Pedestrian-Oriented Improvements Project (Project No. G278210).

ACTION REQUESTED OF THE CITY COUNCIL

Staff recommends that the City Council approve the resolution.

Respectfully submitted,

for 
RAUL GODINEZ, P.E.
Director, Public Works Agency

Reviewed by:
Michael Neary, P.E.
Assistant Director, Public Works Agency
Design and Construction Services Department

Prepared by:
Emad Mirsaeidi, P.E.
Supervising Civil Engineer

APPROVED AND FORWARDED TO
THE PUBLIC WORKS COMMITTEE:



OFFICE OF THE CITY ADMINISTRATOR

ATTACHMENT A

OFFICE OF THE CITY ADMINISTRATOR

Contract Compliance & Employment Services Division

Memo

To: Gwen McCormick - Contract Administrator Supervisor
From: Dasco Munoz - Contract Compliance Officer
Through: Deborah Barnes - CC&ES Manager *DB*
Date: June 10, 2005

Re: Revive Chinatown Pedestrian-Oriented Improvements Project

Contract Compliance & Employment Service reviewed the negotiated participation for T.Y Lin International for the above referenced project. Below is the outcome of our compliance evaluation for the Disadvantage Business Enterprise (DBE) participation and a preliminary reviewed for compliance with the Equal Benefits Ordinance (EBO).

Company Name	Proposed Participation		Preference Points	Banked Credits Eligibility	EBO Compliant? Y/N
	DBE Participation Percent	DBE Goal For This Project			
T.Y. Lin International /CCS	19%	0%	N/A	N/A	YES

This firm achieved nineteen percent DBE participation on a race neutral goal and exceeded the overall City of Oakland DBE goal of eight percent.

Should you have any questions you may contact Dasco Munoz at 238-3970

2005 JUN 10 PM 12:10

CONTRACT ADMINISTRATION



ATTACHMENT A

DBE Participation

Consultant 4

Project Name: Revive Chinatown Pedestrian-Oriented Improvements Project

Project No.: CCO2857								Certified DBE/WBE		
Discipline	Prime & Subs	Location	Cert. Status	DBE %	Total %	DBE Dollars	Total Dollars	Ethn.	DBE	WBE
PRIME	T.Y. Lin International /CCS	Oakland	UB		63.00%			NL		
Sub Traffic Eng.	CHS Consulting	Oakland	CB	19.00%	19.00%			AP	19.00%	
Sub Landscape Urban Plan	Freedman Tung & Bottomley	SF	UB		14.00%			NL		
Sub Landscape Architects	SFE Landscape Architects	San Ramon	UB		4.00%			NL		
Project Totals				19.00%	100.00%	0.00	0.00		19.00%	0.00%
				DBE Goal 0%				Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend	UB = Uncertified Business CB = Certified Business DBE = Disadvantage Business Enterprise WBE = Women Business Enterprise									

ATTACHMENT A

OFFICE OF THE CITY ADMINISTRATOR

Contract Compliance & Employment Services Division

Memo

To: Gwen McCormick - Contract Administrator Supervisor
From: Dasco Munoz - Contract Compliance Officer
Through: Deborah Barnes - CC&ES Manager *DB Barnes*
Date: June 3, 2005

Re: Revive Chinatown Pedestrian-Oriented Improvements Project

Contract Compliance & Employment Service reviewed five (5) proposals received in response to the above referenced project. Below is the outcome of our compliance evaluation for the DBE participation and a preliminary reviewed for compliance with the Equal Benefits Ordinance (EBO).

The Disadvantage Business Enterprise compliance findings are as follows in alphabetical order:

Company Name	Proposed Participation		Preference Points	Banked Credits Eligibility	EBO Compliant? Y/N
	DBE Participation Percent	DBE Goal For This Project			
Dillingham Associates	0%	0%	N/A	N/A	No
Kimley-Horn and Associates, Inc.	20%	0%	N/A	N/A	YES
T.Y. Lin International /CCS	15%	0%	N/A	N/A	YES
Robert La Rocca & Associates, Inc.	28%	0%	N/A	N/A	YES
Winzler & Kelly Consulting Engineers	30%	0%	N/A	N/A	YES

Firms that are not in compliance with the Equal Benefit Ordinance (EBO) will have to come into compliance prior to contract execution.

Should you have any questions you may contact Dasco Munoz at 238-3970

2005 JUN -3 PM 3:59

RECEIVED
CONTRACT ADMINISTRATION

ATTACHMENT A

DBE Participation

Consultant 1

Project Name: Revive Chinatown Pedestrian-Oriented Improvements Project

Project No.: CCO2857								Certified DBE/WBE		
Discipline	Prime & Subs	Location	Cert. Status	DBE %	Total %	DBE Dollars	Total Dollars	Ethn.	DBE	WBE
PRIME	Dillingham Associates	Berkeley	UB		55.00%			NL		
Civil Eng	CSG Consult, Inc.	San Mateo	UB		30.00%			AP		
Electrical	Zeiger Engineers	Oakland	UB		10.00%			C		
Signage	Dan Quan Design	Oakland	UB		5.00%			AP		
Project Totals				0.00%	100.00%	0.00	0.00		0.00%	0.00%
								Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend		UB = Uncertified Business CB = Certified Business DBE = Disadvantage Business Enterprise WBE = Women Business Enterprise								

DBE Participation
Consultant 2

Project Name: Revive Chinatown Pedestrian-Oriented Improvements Project

Project No.:		CCO2857								
Discipline	Prime & Subs	Location	Cert. Status	DBE %	Total %	DBE Dollars	Total Dollars	Certified DBE/WBE		
								Ethn.	DBE	WBE
PRIME Landscape Design	Kimley-Horn and Associates, Inc.	Oakland	UB	0.00%	80.00%			C		
	Golden and Associates	Oakland	CB	20.00%	20.00%			C		20.00%
Project Totals				20.00%	100.00%	0.00	0.00		0.00%	20.00%
								Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend		UB = Uncertified Business CB = Certified Business DBE = Disadvantage Business Enterprise WBE = Women Business Enterprise								

ATTACHMENT A

DBE Participation Consultant 3

Project Name: Revive Chinatown Pedestrian-Oriented Improvements Project

Project No.: CCO2857											
Discipline	Prime & Subs	Location	Cert. Status	DBE %	Total %	DBE Dollars	Total Dollars	Certified DBE/WBE			
								Ethn.	MBE	WBE	
PRIME	Robert La Rocca & Associates, Inc.	Oakland	UB		40.00%			C			
Traffic Eng.	DKS Associates	Oakland	UB		28.00%			C			
Civil Eng.	Telamon Engineering Consultants, Inc.	SF	CB	28.00%	28.00%			NL		28.00%	
Community Facilitator	Yingying Shi Chen	Brisbane	UB		4.00%			AP			
Project Totals					28.00%	100.00%	0.00	0.00		0.00%	28.00%
								Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend		UB = Uncertified Business CB = Certified Business DBE = Disadvantage Business Enterprise WBE = Women Business Enterprise									

ATTACHMENT A

DBE Participation Consultant 4

Project Name: Revive Chinatown Pedestrian-Oriented Improvements Project

Project No.: CCO2857								Certified DBE/WBE		
Discipline	Prime & Subs	Location	Cert. Status	DBE %	Total %	DBE Dollars	Total Dollars	Ethn.	DBE	WBE
								PRIME	T.Y. Lin International /CCS	Oakland
Sub Traffic Eng.	CHS Consulting	Oakland	CB	15.00%	15.00%		NL	15.00%		
Sub Landscape Urban Plan	Freedman Tung & Bottomley	SF	UB		23.00%		AP			
Sub Landscape Architects	SFE Landscape Architects	San Ramon	UB		15.00%		NL			
Geotechnical	Ninyo & Moore	Oakland	UB		3.00%		NL			
Project Totals				15.00%	100.00%	0.00	0.00		15.00%	0.00%
								Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
Legend		UB = Uncertified Business CB = Certified Business DBE = Disadvantage Business Enterprise WBE = Women Business Enterprise								

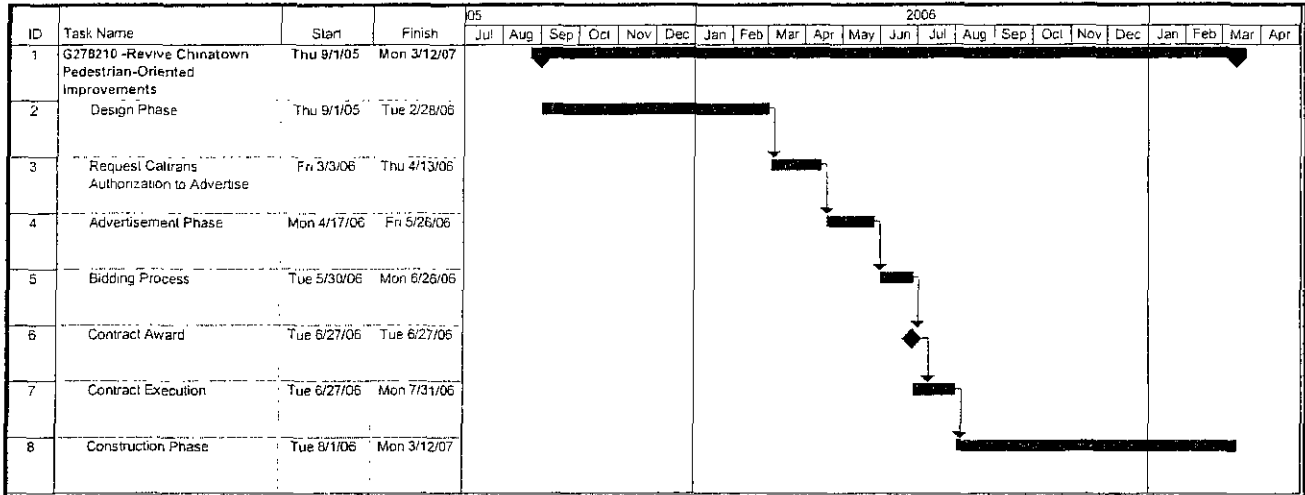
ATTACHMENT A

DBE Participation Consultant 5

Project Name: Revive Chinatown Pedestrian-Oriented Improvements Project

Project No.: CCO2857											
Discipline	Prime & Subs	Location	Cert. Status	DBE %	Total %	DBE Dollars	Total Dollars	Certified DBE/WBE			
								Ethn.	DBE	WBE	
PRIME	Winzler & Kelly Consulting Engineers	SF	UB		35.00%			NL			
Landscape	Golden Associates	Oakland	CB	30.00%	30.00%			C		30.00%	
Traffic	DKS Associates	Oakland	UB		25.00%			C			
Graphic Design	Daniel Quan Associates	Oakland	UB		10.00%			AP			
Project Totals					30.00%	100.00%	0.00	0.00		0.00%	30.00%
								Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend		UB = Uncertified Business CB = Certified Business DBE = Disadvantage Business Enterprise WBE = Women Business Enterprise									

Attachment B Project Schedule



OAKLAND CITY COUNCIL JUN 28 PM 3: 14

RESOLUTION No. _____ C.M.S.

INTRODUCED BY COUNCILMEMBER _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH T.Y. LIN INTERNATIONAL/CCS TO PROVIDE PROFESSIONAL ENGINEERING SERVICES FOR THE REVIVE CHINATOWN PEDESTRIAN-ORIENTED IMPROVEMENTS PROJECT (PROJECT NO. G278210) FOR AN AMOUNT NOT TO EXCEED \$245,000.00

WHEREAS, the City of Oakland (the "City") is receiving a Transportation for Livable Communities (TLC) grant in the amount of \$2,200,000.00 from the Metropolitan Transportation Commission (MTC) for the Revive Chinatown Pedestrian-Oriented Improvements Project; and

WHEREAS, local funds in the amount of \$477,000.00 have been secured from Measure "B" Pedestrian Streetscape Safety Elements funds (2212) and the Redevelopment Agency Central District funds (7780); and

WHEREAS, federal and local funds have been approved for acceptance and appropriation by City Council Resolution #79166 and Redevelopment Agency Resolution #2005-0022 on April 19, 2005; and

WHEREAS, funds for this agreement were budgeted to provide professional services specifically for the Revive Chinatown Pedestrian-Oriented Improvements Project and that funds are available in MTC Fund (2163), Capital Improvement Projects - Streets and Structures Organization (92242), Consultant Contract Account (54411), Revive Chinatown Pedestrian-Oriented Improvements Project (G278210) and in Measure "B" Bicycle and Pedestrian Safety funds (2212), Capital Improvement Projects - Streets and Structures Organization (92242), Consultant Contract Account (54411), Revive Chinatown Pedestrian-Oriented Improvements Project (G278230); and

WHEREAS, the project consists of the construction and installation of pedestrian oriented improvements, including corner bulb-outs, scramble traffic signals, pedestrian countdown signals, high-visibility crosswalks, pedestrian-scale lighting, street trees, street furniture, signage, and miscellaneous work in the Chinatown core; and

WHEREAS, professional design services are needed to design the project, and extensive outreach effort to request proposals resulted in five responses; and

WHEREAS, T.Y. Lin International/CCS has submitted a proposal to provide full design services, including preparing plans, specifications and cost estimates, holding public meetings, preparing necessary forms and documents for environmental clearance, securing permits, and providing services during bidding and construction phases; and

WHEREAS, T.Y. Lin International/CCS was chosen through the City's Request for Proposal process as the top rated firm to provide the services; and

WHEREAS, the City Council finds that this contract is for services of a professional nature; and

WHEREAS, the City Council finds that services under contract will be temporary; and

WHEREAS, the City Council finds and determines that the performance of this contract shall not result in the loss of employment or salary by any person having permanent status in the competitive service; and

WHEREAS, the City Council finds that the services are exempt from competitive bidding pursuant to Section 2.04.050 I (1) of the Oakland Municipal Code; now, therefore, be it

RESOLVED: That the City Council hereby authorizes the City Administrator, or her designee, to negotiate and enter into a professional services agreement with T.Y. Lin International/CCS, to provide professional engineering and related design services for the Revive Chinatown Pedestrian-Oriented Improvements Project in an amount for basic services of Two Hundred Nineteen Thousand Six Hundred Dollars (\$219,600.00); and be it

FURTHER RESOLVED: That the City Administrator, or her designee, is hereby authorized to exceed the amount for basic services for unforeseen contingencies in an amount not to exceed Twenty-Five Thousand Four Hundred Dollars (\$25,400.00); and be it

FURTHER RESOLVED: That the total amount of the Agreement, including an amount for unforeseen contingencies is for a total amount not to exceed Two Hundred Forty-Five Thousand Dollars (\$245,000.00); and be it

FURTHER RESOLVED: That the City Administrator, or her designee, is hereby authorized to approve any subsequent amendments to or extensions of said agreement except those involving 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 agreement will be on file in the City Clerk's Office and will be approved for form and legality by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2005

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

Attest: _____
Latonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California