

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND  
2004 MAR 11 PM 12:38

**CITY OF OAKLAND**  
**AGENDA REPORT**

TO: Office of the City Manager  
ATTN: Deborah Edgerly  
FROM: Public Works Agency  
DATE: March 23, 2004

RE: RESOLUTION AUTHORIZING AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH WALLACE ROBERTS & TODD, INC., TO PROVIDE DESIGN SERVICES FOR THE LAKE MERRITT MASTER PLAN PROJECT FOR AN AMOUNT NOT TO EXCEED ONE MILLION TWO HUNDRED FIFTY THOUSAND DOLLARS (\$1,250,000), BRINGING THE TOTAL CONTRACT AMOUNT TO ONE MILLION SEVEN HUNDRED FIFTY FOUR THOUSAND EIGHT HUNDRED EIGHTY-FIVE DOLLARS (\$1,754,885)

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**SUMMARY**

A resolution has been prepared authorizing the City Manager, or her designee, to amend the professional services agreement with Wallace Roberts & Todd, Inc. (WRT), to provide design services for the Lake Merritt Master Plan project for a not-to-exceed amount of \$1,250,000, bringing the total contract amount to \$1,754,885. Upon approval and execution of Amendment No. 2, WRT will implement high priority portions of the Lake Merritt Master Plan and provide landscape architectural, architectural, and other design services for the renovation of the Municipal Boathouse project and adjacent park and roadway design for Lakeside Drive, and the streetscape and park design for the El Embarcadero and Lakeshore Avenue areas.

The original contract with WRT involved the development of the Lake Merritt Master Plan. Provisions within the contract included options for additional studies and design services related to the Master Plan. The City's stated intent was to possibly utilize the services of WRT to provide complete design services when funding became available. Based on the quality and effective performance of WRT in the development of the Master Plan, staff recommends that the City exercise the option to amend WRT's contract to provide additional design services. WRT has demonstrated their planning and design skills, and will provide continuity in the implementation of the Lake Merritt Master Plan.

This project fulfills the Mayoral and City Council goal of Maintaining and Enhancing Oakland's Physical Assets. The project area of Lake Merritt is located in Council Districts 2 and 3.

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## **FISCAL IMPACT**

Amendment No. 2 to the professional services agreement with WRT will be for an amount not to exceed \$1,250,000. The various projects outlined in the Lake Merritt Master Plan are funded by Measure DD, the Oakland Trust for Clean Water and Safe Parks. Specific funding for the work to be performed by WRT has been appropriated as part of the first series bond allocation under Fund 5320, Account 54411, and Project Nos. C241910, C242110, C242310, and C242410. The total budget for the projects to be designed under Amendment No. 2 is approximately \$11.6 million.

In accordance with City Policy, Contract Compliance and Public *Art* assessment fees will be assessed and allocated from the Measure DD funded projects.

## **BACKGROUND**

In August 2000, a Request for Proposals was issued for the development of the Lake Merritt Master Plan. After completing the Request for Proposal (RFP) process and pursuant to Resolution No. 76426 C.M.S, the firm of Wallace Roberts & Todd, Inc. (WRT) was chosen to develop the Lake Merritt Master Plan in May 2001. The original contract with WRT was executed for an amount of \$504,885. Amendment No. 1 to this contract was issued on March 31, 2003, to extend the time of performance and to authorize additional planning services within the original contract amount of \$504,885. As part of the original contract, the consultant was directed to provide estimated costs for optional design work and construction documents for the projects outlined in the Master Plan. The City's stated intent was to utilize the services of the consultant to provide complete design services throughout the life of the Master Plan when funding became available.

In November 2002, Oakland citizens passed Measure DD, the Oakland Trust for Clean Water and Safe Parks. This bond measure provided funds for many of the projects outlined in the Lake Merritt Master Plan. Although most of the design work for Measure DD projects is being assigned to consultants through separate Requests for Proposal, there are some projects that are appropriate for WRT to perform at this time. These projects include the Municipal Boathouse Renovation, and the Lakeside Drive, the El Embarcadero, and the Lakeshore Avenue reconfigurations. The scope of work for the Municipal Boathouse project includes building investigation, hazardous material assessment, historic landmark assessment and recommendations, structural and geotechnical evaluations, programming coordination, gathering and integration of community input, design modifications for ADA compliance, architectural,

structural, and systems designs, and construction bidding and support. For the Lakeside Drive, El Embarcadero, and Lakeshore Avenue street reconfiguration projects, WRT will provide some civil and traffic engineering design and coordination work, streetscape and landscape design, and pedestrian, bicycle, and vehicular circulation evaluations and design. A majority of the roadway reconfiguration design work will be performed independently by others, but WRT will work with the City to develop the overall park and street concepts, and coordinate the individual design components to ensure consistency and adherence to the Master Plan guidelines.

WRT's original base contract included Local/Small Local Business Enterprise participation of 60%. With the implementation of Amendment No. 2, the total proposed Local/Small Local Business Enterprise participation will be **68%**. The design team includes the local firms of Murakami/Nelson (SLBE), Daniel Quan Design (SLBE), Zeiger Engineers (SLBE), Adrienne Wong Associates (SLBE), Degenkolb Engineers (SLBE), Sandis Humber Jones (LBE), Moffatt & Nichols Engineers (LBE), and MACK5 (SLBE). The LBE/SLBE information has been verified by the Contract Compliance Division of the City Manager's Office and is shown on *Attachment A*.

## **KEY ISSUES AND IMPACTS**

Measure DD funds are now available for implementation for many of the projects outlined in the Lake Menitt Master Plan. The proposed projects to be designed by WRT are high priority within the Lake Memtt Master Plan and are on aggressive time schedules. WRT can efficiently and effectively provide the necessary services based on their demonstrated design skills and their inherent familiarity with the details of the Lake Merritt Master Plan components.

WRT is needed to develop the overall park design concepts and coordinate the landscape architecture, architectural, and civil engineering components of these projects. This work will include signage, street furniture and light fixture selection, landscape design, path design, and pedestrian, bicycle, and vehicular circulation. By having WRT perform this work, implementation of the Master Plan concept will be assured and the design standards for other Measure DD projects around the Lake will be established. Also, the Parks & Recreation Department is scheduled to vacate the Municipal Boathouse in late April 2004, so design work, testing of materials, and hazardous material abatement work can proceed quickly and efficiently.

Based on the original evaluations and negotiations, WRT was deemed as the most qualified team to provide development, planning and design services for the Lake Merritt Master Plan. WRT has demonstrated their design skills and will provide continuity in the implementation of the Lake Menitt Master Plan. Optional design services were outlined in the original contract and the

City's intent was to utilize WRT for additional services when funding became available. Issuing a new Request for Proposals and soliciting services of a different consultant would delay the projects.

With respect to the volume of overall work scheduled under the Measure DD program, only about 5% of the design work is proposed to be performed by WRT and its subconsultants under this amendment. The other 95% of the Measure DD program design work will be open to other designers/consultants.

### **SUSTAINABLE OPPORTUNITIES**

Economic: The Lake Merritt projects will enhance the physical appearance of the Lake, which will attract more visitors to the neighborhood, providing potential for further economic development in the area. The projects will generate business tax, sales tax, and other revenues for the City by those firms who work on the project. Many local businesses will be utilized on the projects and will directly benefit.

Environmental: The Lake Merritt projects will improve pedestrian and bicycle access and circulation around the Lake, reducing dependence upon motor vehicles. Renovation of the Municipal Boathouse will utilize sustainable materials and design concepts and improve the energy efficiency of the building.

Social Equity: The improved pedestrian and bicycle access will increase the social recreational opportunities and improve services to the community through enhanced access.

### **DISABILITY AND SENIOR CITIZEN ACCESS**

The new pathways will be part of a smooth and continuous path around the Lake, greatly improving access for senior citizens and the disabled. The Municipal Boathouse renovation will include bringing the building up to Americans with Disabilities Act (ADA) standards.

### **RECOMMENDATION AND RATIONALE**

It is recommended that the resolution be approved to amend the professional services agreement with Wallace Roberts & Todd, Inc. (WRT), a qualified landscape architecture firm, for a not-to-exceed amount of \$1,250,000, bringing the total contract amount to \$1,754,885.

WRT can efficiently and effectively provide the necessary services based on their demonstrated design skills and their inherent familiarity with the details of the Lake Merritt Master Plan components. WRT will be able to develop and design several high priority and time sensitive projects in a timely manner.

**ACTION REQUESTED OF THE CITY COUNCIL**

Staff recommends that the City Council approve the resolution.

Respectfully submitted,



**RAUL GODINEZ II, P.E.**  
Director, Public Works Agency

Reviewed by:  
David Lau, P.E.  
Project Delivery Manager  
Design & Construction Services

Prepared by:  
Danny Lau, P.E.  
Supervising Civil Engineer  
Project Delivery Division

APPROVED AND FORWARDED  
TO THE LIFE ENRICHMENT COMMITTEE



**OFFICE OF THE CITY MANAGER**

# Memo

To: Danny Lau  
cc: Vivian Inman  
From: Deborah Barnes *TJB*  
Date: March 3, 2004  
Re: Lake Merritt Master Plan

The Public Works Agency, Project Delivery Department, has issued Amendment No. 2 for Wallace Roberts & Todd (WRT) for the Lake Merritt Master Plan Project. The Amendment increased the total contract amount by \$1,250,000 bringing the total contract amount to \$1,754,885. Contract Compliance & Employment Services performed a compliance analysis. Listed below are the findings:

<u>Company Name</u>	<u>LBE</u>	<u>SLBE</u>	<u>Actual Participation</u>
Wallace Roberts & Todd	13.369%	54.326%	67.695% (Approximately 68%)

Should you have any questions you may contact Vivian Inman at extension 6261

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**MAR 23 2004**

## LBE/SLBE Participation Wallace Roberts & Todd

**Project Name: Lake Merrit Master Plan**  
**Project Cost: \$1,754,885**

Discipline	PRIME AND SUBS	LOCATION	CERT. STATUS	LBE	SLBE	TOTAL LBE/SLBE	TOTAL Dollars	or thr	Tracking Purpose	Only
									MBE	WBE
<b>PRIME</b>	Wallace Roberts & Todd	San Francisco	UB				\$516,116			
Architecture	Murakami Nelson	Oakland	CB		\$455,690	\$455,690	\$455,690	A	\$455,690	
Landscape	Adrienne Wong	Oakland	CB		\$217,944	\$217,944	\$217,944	A		\$217,944
Graphics	Daniel Quan Design	Oakland	CB		\$74,174	\$74,174	\$74,174	A	\$74,174	
Electrical	Zeiger	Oakland	CB		\$50,891	\$50,891	\$50,891			
Structural	Degenkolb	Oakland	CB		\$63,900	\$63,900	\$63,900			
Historian	Prentice	Unknown	UB				\$13,596			
Traffic	DKS Associates	Oakland	CB	\$97,481		\$97,481	\$97,481			
Civil & Survey	Sandis Humber Jones	Oakland	CB	\$95,172		\$95,172	\$95,172			
Mar. Ena.	Mofatt Nichols	Oakland	CB	\$21,436		\$21,436	\$21,436	A	\$21,436	
Cost. Est	Mack 5	Oakland	CB		\$42,624	\$42,624	\$42,624			
Mechanical	McCracken & Woodman	Oakland	CB		\$48,135	\$48,135	\$48,135			
Food	Marshall	Unknown	UB				\$8,330			
Hist. Arch	Pres Arch.	Unknown	UB				\$15,161			
Public Outreach	Norman Hooks	Oakland	UB	\$20,520		\$20,520	\$20,520	AA	\$20,520	
Environmental Inter	Richard Bailey	Novato	UB				\$13,710			
<b>Project Totals</b>				\$234,609	\$953,358	\$ 1,187,967	\$1,754,885		\$571,820	\$73,485
				13.369%	54.326%	67.695%	100%		33%	15%
<b>PROFESSIONAL SERVICE GOALS</b>				<b>LBE</b>	<b>SLBE</b>	<b>LBE/SLBE</b>				
				15%	35%	50%				
				Max Credit						

**Goals:**

The 50% ALL LBE goal is a combination of 15% LBE and 35% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% goal. LBE firms can only be counted up to 15% of the total Contract amount.

**Legend:**

<p>ALL LBE All <b>certified</b> Local and Small Local Businesses</p> <p>LBE Local Business Enterprise</p> <p>SLBE Small Local <b>Business</b> Enterprise</p> <p>LTRU Local Trucking Businesses</p> <p>MBE Minority <b>Business</b> Enterprise (for tracking only)</p> <p>WBE Women Business Enterprise (for tracking only)</p>	<p>CB Certified <b>Business</b></p> <p>UB Uncertified Business</p> <p>AA African American</p> <p>H Hispanic American</p> <p>A Asian American</p> <p>NA Native American</p> <p>C Caucasian</p>
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# OAKLAND CITY COUNCIL

RESOLUTION No. \_\_\_\_\_ C.M.S.

OFFICE OF THE CLERK  
CITY OF OAKLAND  
2004 MAR 11 PM 12:38

INTRODUCED BY COUNCIL MEMBER \_\_\_\_\_

**RESOLUTION AUTHORIZING AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH WALLACE ROBERTS & TODD, INC., TO PROVIDE DESIGN SERVICES FOR THE LAKE MERRITT MASTER PLAN PROJECT FOR AN AMOUNT NOT TO EXCEED ONE MILLION TWO HUNDRED FIFTY THOUSAND DOLLARS (\$1,250,000), BRINGING THE TOTAL CONTRACT AMOUNT TO ONE MILLION SEVEN HUNDRED FIFTY FOUR THOUSAND EIGHT HUNDRED EIGHTY-FIVE DOLLARS (\$1,754,885)**

**WHEREAS**, on May 8, 2001, City Council approved Resolution No. 76426 C.M.S. awarding a professional services contract to Wallace Roberts and Todd, Inc., to provide landscape architectural and related design services for the Lake Merritt Master Plan for an amount not to exceed \$504,885; and

**WHEREAS**, on March 31, 2003, Amendment No. 1 to the professional services contract with Wallace Roberts and Todd, Inc., was issued to extend the time of performance, and to authorize the performance of optional design services within the original contract amount of \$504,885; and

**WHEREAS**, in November 2002, the citizens of Oakland passed a general obligation bond (Measure DD) to provide, in part, funds for the implementation of the Lake Merritt Master Plan; and

**WHEREAS**, the renovation of the Municipal Boathouse project, and the streetscape, park, and roadway reconfiguration projects on Lakeside Drive, El Embarcadero, and Lakeshore Avenue are high priority projects with aggressive time schedules; and

**WHEREAS**, the firm of Wallace Roberts and Todd, Inc., provided estimated costs for detailed design work and construction documents for the projects outlined in the Lake Merritt Master Plan; and

**WHEREAS**, the City's original intent in the Lake Merritt Master Plan was to utilize the services of Wallace Roberts and Todd, Inc., to provide complete design services throughout the life of the Master Plan when funding became available; and

**WHEREAS**, the firm of Wallace Roberts and Todd, Inc., can efficiently and effectively provide design services based upon their demonstrated skills and their inherent familiarity with the details of the Lake Merritt Master Plan components; and

**WHEREAS**, specific funding of \$1,250,000 for the work to be performed by Wallace Roberts & Todd, Inc., is available under Fund 5320, Account 54311, Project Nos. C241910, C242110, C242310, and C242410; and

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MAR 23 2004



**WHEREAS**, the City Council finds that the professional design services are exempt from competitive bidding pursuant to Section 2.04.050 I of the Oakland Municipal Code; and

**WHEREAS**, the City Council finds and determines that the performance of this contract is in the public interest because of economy; 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 this 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; now, therefore, be it

**RESOLVED:** That the City Council hereby authorizes the City Manager, or her designee, to amend the existing agreement with Wallace Roberts and Todd, Inc., to provide design services for the Lake Memtt Master Plan for an amount not to exceed \$1,250,000 bringing the total contract amount to \$1,754,885; and be it

**FURTHER RESOLVED:** That the City Manager, or her designee, is hereby authorized to approve any subsequent amendments to or extensions of said contract with the exception of those related to an increase in the total dollar amount of the agreement, provided that such amendments or extensions shall be filed with the City Clerk's Office; and be it

**FURTHER RESOLVED:** That the contract shall be reviewed and approved by the City Attorney and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 2004

**PASSED BY THE FOLLOWING VOTE:**

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

NOES-

ABSENT-

ABSTENTION-

ATTEST: \_\_\_\_\_

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

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**MAR 23 2004**