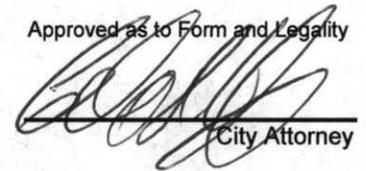


2014 JUN 26 PM 3:11



City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 85105 C.M.S.

RESOLUTION 1) AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH MONTCLAIR VILLAGE ASSOCIATION FOR THE OPERATION AND MANAGEMENT OF MONTCLAIR GARAGE, LOCATED AT 6235 LA SALLE AVENUE AND SCOUT LOT, LOCATED ON 2250 MOUNTAIN BOULEVARD FOR AN INITIAL PERIOD OF THREE YEARS, WITH A TWO-YEAR EXTENSION, CONTINGENT UPON SATISFACTORY EVALUATION OF PERFORMANCE, AT A COMPENSATION RATE OF UP TO \$17,100 (INCLUDING A MANAGEMENT FEE OF \$790 AND UP TO \$16,310 IN OPERATING EXPENSES) A MONTH PLUS INCENTIVE FEES OF UP TO \$4,000 A YEAR FOR A TOTAL ANNUAL CONTRACT AMOUNT OF \$209,200; AND, 2) AMENDING THE FY 2014-15 BUDGET BY APPROPRIATING AN ADDITIONAL \$18,400 TO COVER THE INCREASED COSTS OF THE NEW CONTRACT

WHEREAS, the Montclair Village Association (“MVA”) is a merchant-based Business Improvement District made up of approximately 230 retail and service businesses located in Oakland’s Montclair District City; and

WHEREAS, the MVA’s predecessor organizations, the Montclair Garage Commission and the Montclair Business Association, were instrumental in getting the garage built in 1976, and expanded in 1988; and

WHEREAS, the MVA has satisfactorily managed the Montclair Garage and Scout Lot, both in the Montclair neighborhood and City-owned parking facilities, since 1990; and

WHEREAS, Resolution No. 84742 C.M.S. found that it was in the best interests of the City to waive the formal advertising and competitive selection requirement of the Oakland Municipal Code, and to enter into a new contract with MVA for parking management; and

WHEREAS, the City finds that the new agreement shall not result in the loss of salary or employment by any person having permanent status in the competitive service; and

WHEREAS, the City finds that the costs of extending the hours of operation of Montclair garage to 9pm Monday through Saturday and improving the appearance, safety and security of the facility will support MVA’s efforts to increase revenues without increasing parking rates; and

WHEREAS, funds for the agreement in the amount of \$190,800 are available in the adopted FY 2014-2015 budget in the Multipurpose Reserve Fund (1750); Parking Citation Assistance Center (08931), Miscellaneous Contract Services Account (54919), Non-Project (0000000), Parking Management Program (IP60); and

WHEREAS, additional funds for the agreement in the amount of \$18,400 are available in the adopted FY 2014-2015 budget in the Multipurpose Reserve Fund (1750), Contributions to Fund Balance Account (59314); now, therefore, be it

RESOLVED, that the City Administrator is hereby authorized to finalize and execute a new contract with MVA for the operation and management of Montclair Garage and Scout Lot for an initial period of three years, with a two-year extension, contingent upon satisfactory evaluation of performance; and be it

FURTHER RESOLVED, that MVA be compensated for said parking management services at a compensation rate of up to \$17,100 a month (including a \$790 per month management fee and up to \$16,310 in garage operating expenses) in addition to incentive fees up to \$4,000 a year (including \$1,000 for net revenue incentive fees and \$3,000 for customer satisfaction incentive fees contingent on targets for either or both being met) for a total not-to-exceed annual amount of \$209,200 and a total not-to-exceed three year contract amount of \$627,600; and be it

FURTHER RESOLVED, that the Council amends the FY2014-15 Budget by appropriating an additional \$18,400 to Multipurpose Reserve Fund (1750), Parking Meter Operations (08931), Miscellaneous Contract Services Account (54919), Non-Project (0000000), Parking Management Program (IP60) to cover the incremental costs of the new contract; and be it

FURTHER RESOLVED: That the Council authorizes and directs the City Administrator to allocate total annual revenues of \$432,000 in Multipurpose Reserve Fund (1750), Transportation Services Organization (30261), Parking Fee: Off-Street Parking Account (45312) and expenses of \$209,200 to Multipurpose Reserve Fund (1750), Parking Meter Operations (08931), Miscellaneous Contract Services Account (54919), Non-Project (0000000), Parking Management Program (IP60) for Montclair garage and Scout lot; and be it

FURTHER RESOLVED That future revenue and expenditure appropriations for the outer years of the contract duration from Fiscal Year 2015-2017 and beyond shall be discussed and included during the budget process and will be contingent upon actual revenues received; and be it

FURTHER RESOLVED, that the agreement authorized hereunder is subject to City Attorney approval for form and legality and shall be placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____ = JUL 15 2014

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON-MCELHANEY, KALB, KAPLAN, REID, SCHAAF and PRESIDENT KERNIGHAN - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST: _____ for
LaYonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California