

CITY OF OAKLAND
AGENDA REPORT

To: Office of the City Administrator
Attn: Deborah Edgerly, City Administrator
From: Office of the City Clerk
Date: September 21, 2004

Re: RESOLUTION RATIFYING ACTION TAKEN BY THE MAYOR DURING THE OAKLAND CITY COUNCIL 2004 ANNUAL RECESS IN CONFORMANCE WITH RESOLUTION NO. 78307 C.M.S. DATED JANUARY 20, 2004

SUMMARY

The City Council's Annual Recess began August 3, 2004, and ended September 7, 2004. During the Annual Recess the Mayor was authorized to take such actions as would normally be taken by the City Council during the period of the Annual Recess except for duties reserved to the City Council by the City Charter, pursuant to Resolution No. 78307 C.M.S., dated January 20, 2004.

The City Council granted authorizations to the Mayor to take action on procurement of certain supplies and services exceeding \$500,000 and certain professional services contracts exceeding \$150,000 during the 2004 Annual Recess, pursuant to Resolution No. 78307 C.M.S., dated January 20, 2004.

Therefore, pursuant to City Council Resolution No. 78307 C.M.S. the following reports and resolutions were approved by the Mayor during this period.

August 3, 2004, Mayor's Annual Recess Agenda

Oakland City Council Resolution No. 78754 C.M.S. through
Oakland City Council Resolution No. 78756 C.M.S.

Oakland Redevelopment Agency Resolution No. 2004-42 C.M.S.

August 10, 2004, Mayor's Annual Recess Agenda

Oakland Redevelopment Agency Resolution No. 2004-43 C.M.S.
Oakland City Council Resolution No. 78758 C.M.S.

August 17, 2004, Mayor's Annual Recess Agenda

Oakland City Council Resolution No. 78759 C.M.S. through
Oakland City Council Resolution No. 78771 C.M.S.

August 24, 2004, Mayor's Annual Recess Agenda

Oakland City Council Resolution No. 78772 C.M.S. through
Oakland City Council Resolution No. 78775 C.M.S.

Oakland Redevelopment Agency Resolution No. 2004-44 C.M.S.
Oakland Redevelopment Agency Resolution No. 2004-45 C.M.S.

August 31, 2004, Mayor's Annual Recess Agenda

Oakland Redevelopment Agency Resolution No. 2004-46 C.M.S.

September 7, 2004, Mayor's Annual Recess Agenda

Oakland City Council Resolution No. 78776 C.M.S. through
Oakland City Council Resolution No. 78778 C.M.S.

ACTION REQUESTED OF THE CITY COUNCIL

It is requested that the City Council adopt the proposed resolution specifying the actions taken by the Mayor during the 2004 Annual Recess of the City Council.

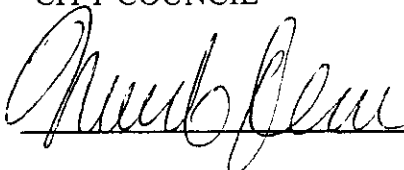
Respectfully submitted,



Ceda Floyd
City Clerk and Clerk of the Council

Prepared by:
Stephanie La Shawn, Legislative Recorder
Agenda Management

APPROVED AND FORWARDED TO THE
CITY COUNCIL



OFFICE OF THE CITY ADMINISTRATOR

Item: 15
ORA/City Council
September 21, 2004

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

**RESOLUTION RATIFYING ACTION TAKEN BY THE MAYOR DURING THE
OAKLAND CITY COUNCIL 2004 ANNUAL RECESS IN CONFORMANCE WITH
RESOLUTION NO. 78307 C.M.S., DATED JANUARY 20, 2004**

WHEREAS, the City Council has taken its Annual Recess August 3, 2004, and ending September 7, 2004, pursuant to Resolution No. 78307 C.M.S., dated January 20, 2004 and

WHEREAS, pursuant to City Council Resolution No. 78307 C.M.S., passed January 20, 2004 delegating certain authority to the Mayor during the Annual Recess of the City Council, the following actions were taken:

August 3, 2004

1. Oakland Redevelopment Agency Resolution No. 2004-42 C.M.S. – Adopt an Agency resolution authorizing the Agency Administrator to award a construction contract to the lowest responsible bidder for a not-to-exceed amount of one hundred fifty thousand dollars (\$150,000) for the installation of merchant kiosks at Frank Ogawa Plaza without return to Agency, provided that if the bids are not received or are non-responsive, the Agency Administrator may reject all bids and negotiate and award the contract not-to-exceed \$150,000, without return to agency; and

Resolution No. 78754 C.M.S. – Adopt a Resolution consenting to the use of Redevelopment Agency funds in the amount of \$150,000 for the installation of merchant kiosks at Frank Ogawa Plaza, and making supporting findings
2. Resolution No. 78755 C.M.S. – Adopt a Resolution authorizing the City Administrator to increase the change order limit by \$115,000 on the construction contract with Ray's Electric for the Eastlake Streetscape and Pedestrian Enhancement Project (Project No. G174710)

3. Resolution No. 78756 C.M.S. – Adopt a Resolution authorizing the City Administrator to award a construction contract to Ray's Electric for the traffic signal projects at the intersections of Franklin Street at 7th Street, International Boulevard at 103rd/104th Avenues, and Mountain Boulevard at Village Square driveway (City Project Nos. C222210, C160110, and C64630) in the amount of four hundred twenty-three thousand seven hundred thirty dollars (\$423,730)
4. A Report regarding a Resolution authorizing the City Administrator to award a construction contract to Ray's Electric for the traffic signal projects at the intersections of Franklin Street at 7th Street, International Boulevard at 103rd/104th Avenues, and Mountain Boulevard at Village Square driveway (City Project Nos. C222210, C160110, and C64630) in the amount of four hundred twenty-three thousand seven hundred thirty dollars (\$423,730)

August 10, 2004

1. Oakland Redevelopment Agency Resolution No. 2004-43 C.M.S. – Adopt an Agency Resolution authorizing the agency administrator to negotiate and execute a contract for an amount not to exceed \$100,000 with MacLarand Vasquez Emsiek and Partners, Inc. to develop a strategy for BART replacement parking for the MacArthur Transit Village Project
2. Resolution No. 78758 C.M.S. – Adopt a Resolution authorizing the City Administrator to award a construction contract to Bay Construction Company for the Franklin Garage Elevator Renovation Project (Project No. C181410) in the amount of three hundred thirty five thousand nine hundred and fifty-one dollars (\$335,941)

August 17, 2004

1. Resolution No. 78759 C.M.S. – Adopt a Resolution authorizing the City Administrator to fix the rate of property tax and levying a tax on real and personal property in the City of Oakland for fiscal year 2004-05 for voter-approved indebtedness
- 2.a Resolution No. 78760 C.M.S. – Adopt a Resolution authorizing the City Administrator, on behalf of the City of Oakland, to negotiate and execute a one-year professional services contract, contingent upon receipt of Head Start Grant Funding in an amount not to exceed \$45,000 between the City and Faltz Associates, Inc. to provide speech and language services to the Oakland Head Start Program and authorizing the City Administrator to execute a one-year extension for an additional amount not to exceed \$45,000

- 2.b Resolution No. 78761 C.M.S. – Adopt a Resolution authorizing the City Administrator, on behalf of the City of Oakland, to negotiate and execute a one-year professional services contract, contingent upon receipt of Head Start Grant Funding in an amount not to exceed \$45,000 between the City and Asian Community Mental Health Services to provide mental health services to the Oakland Head Start Program and authorizing the City Administrator to execute a one-year extension for an additional amount not to exceed \$45,000
- 2.c Resolution No. 78762 C.M.S. – Adopt a Resolution authorizing the City Administrator, on behalf of the City of Oakland, to negotiate and execute a one-year professional services contract, contingent upon receipt of Head Start Grant Funding in an amount not to exceed \$45,000 between the City and Jewish Family and Children's Services to provide mental health services to the Oakland Head Start Program and authorizing the City Administrator to execute a one-year extension for an additional amount not to exceed \$45,000
- 2.d Resolution No. 78763 C.M.S. – Adopt a Resolution authorizing the City Administrator, on behalf of the City of Oakland, to negotiate and execute a one-year professional services contract, contingent upon receipt of Head Start Grant Funding in an amount not to exceed \$45,000 between the City and Parental Stress Services to provide mental health services to the Oakland Head Start Program and authorizing the City Administrator to execute a one-year extension for an additional amount not to exceed \$45,000
- 3.a Resolution No. 78764 C.M.S. – Adopt a Resolution authorizing the City Administrator, on behalf of the City of Oakland, to negotiate and execute a professional services contract in an amount not to exceed \$69,660 between the City and Geraldine Morgan to provide Head Start Family Child Care Home Services and authorizing the City Administrator to execute a one-year extension for an additional amount not to exceed \$69,660
- 3.b Resolution No. 78765 C.M.S. – Adopt a Resolution authorizing the City Administrator, on behalf of the City of Oakland, to negotiate and execute a professional services contract in an amount not to exceed \$69,660 between the City and Dolores Collins to provide Head Start Family Child Care Home Services and authorizing the City Administrator to execute a one-year extension for an additional amount not to exceed \$69,660

- 3.c Resolution No. 78766 C.M.S. – Adopt a Resolution authorizing the City Administrator, on behalf of the City of Oakland, to negotiate and execute a professional services contract in an amount not to exceed \$64,500 between the City and Helena Welch to provide Head Start Family Child Care Home Services and authorizing the City Administrator to execute a one-year extension for an additional amount not to exceed \$64,500
- 3.d Resolution No. 78767 C.M.S. – Adopt a Resolution authorizing the City Administrator, on behalf of the City of Oakland, to negotiate and execute a professional services contract in an amount not to exceed \$58,050 between the City and Vanessa Bulnes to provide Head Start Family Child Care Home Services and authorizing the City Administrator to execute a one-year extension for an additional amount not to exceed \$58,050
- 3.e Resolution No. 78768 C.M.S. – Adopt a Resolution authorizing the City Administrator, on behalf of the City of Oakland, to negotiate and executive a professional services contract in an amount not to exceed \$43,000 between the City and Rosalyn Penelton to provide Head Start Family Child Care Home Services and authorizing the City Administrator to execute a one-year extension for an additional amount not to exceed \$43,000
- 3.f Resolution No. 78769 C.M.S. – Adopt a Resolution authorizing the City Administrator, on behalf of the City of Oakland, to negotiate and executive a professional services contract in an amount not to exceed \$34,830 between the City and Maria Mayorga to provide Head Start Family Child Care Home Services and authorizing the City Administrator to execute a one-year extension for an additional amount not to exceed \$34,830
- 3.g Resolution No. 78770 C.M.S. – Adopt a Resolution authorizing the City Administrator, on behalf of the City of Oakland, to negotiate and executive a professional services contract in an amount not to exceed \$32,250 between the City and Mary Atry to provide Head Start Family Child Care Home Services and authorizing the City Administrator to execute a one-year extension for an additional amount not to exceed \$32,250
4. Resolution No. 78771 C.M.S. – Adopt a Resolution appointing Frank Quinn Tucker and re-appointing Renato Almanzor as members of the Children's Fund Planning and Oversight Committee

August 24, 2004

1. Resolution No 78772 C.M.S. – Adopt a Resolution authorizing the City Administrator to negotiate and execute a professional services agreement with the Web Firm T324 for an amount not to exceed thirty-thousand dollars (\$30,000) to provide website design services for the Department of Human Services
2. Oakland Redevelopment Agency Resolution No. 2004-44 C.M.S. – Adopt an Agency Resolution approving a Replacement Housing Plan for the Hope VI Coliseum Gardens Project
3. Resolution No. 78773 C.M.S. – Adopt a Resolution authorizing the City Administrator to award a construction contract to Bay Construction Company for the Oakland Museum of California Dust Collector Project (Project No. C193610) in the amount of two hundred forty thousand dollars (\$240,000)
- 4.a Resolution No. 78774 C.M.S. – Adopt a Resolution authorizing the City Administrator: (1) to execute an assignment and assumption of the professional services contract between the City and Pacific Relocation Consultants, to Overland, Pacific & Cutler, Inc., in an amount not to exceed \$10,000 to provide residential relocation services as needed; and (2) to extend the expiration date of the contract from June 30, 2005 to June 30, 2006; and
- 4.b Oakland Redevelopment Agency Resolution No. 2004-45 C.M.S. – Adopt an Agency Resolution authorizing the Agency Administrator: (1) to execute an assignment and assumption of the professional services contract between the Agency and Pacific Relocation Consultants, to Overland, Pacific & Cutler, Inc., in an amount not to exceed \$100,000 to provide residential relocation services as needed; and (2) to extend the expiration date of the contract from June 30, 2005 to June 30, 2006
5. Resolution No. 78775 C.M.S. – Adopt a Resolution authorizing the City Administrator on behalf of the City of Oakland, to enter into a professional services contract with Diane Foster & Associates to provide organization and development coaching and succession planning for the Building Services Division for a total fee not to exceed \$65,000

August 31, 2004

1. Oakland Redevelopment Agency Resolution No. 2004-46 C.M.S. – Adopt an Agency resolution authorizing a first amendment to a professional services agreement between the Oakland Redevelopment Agency and Conley Consulting Group, Inc. to increase the compensation by an amount not to exceed \$9,270 for a new contract amount of \$32,497 for the preparation of a reuse appraisal and a Health and Safety Code Section 33433 report for properties located in the Uptown Project Area

September 7, 2004

1. Resolution No. 78776 C.M.S. – Adopt a Resolution authorizing the award of a contract to Monterey Mechanical for the municipal service center building no. 2, HVAC retrofit (Project No. C85510) for the amount of four hundred eight thousand four hundred dollars (\$408,400)

- 2.a Resolution No. 78777 C.M.S. – A Resolution authorizing a contract with CHS Consulting Group in an amount not to exceed \$145,625 for traffic engineering and transportation planning services for the Fruitvale Alive Project in the Fruitvale and Dimond Districts; and

- 2.b Resolution No. 78778 C.M.S. – 2) Adopt a Resolution authorizing a contract with the Spanish Speaking Unity Council of Alameda County Inc. in an amount not to exceed \$40,000 for community outreach activities for the Fruitvale Alive Project in the Fruitvale and Dimond Districts

NOW THEREFORE, be it resolved that the Oakland City Council does hereby ratify the above-mentioned actions taken by the Mayor during the Oakland City Council Annual Recess commencing August 3, 2004 through September 07, 2004.

In Council, Oakland, California,

PASSED BY THE FOLLOWING VOTE-

AYES- Brooks, Brunner, Chang, Nadel, Reid, Quan, 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

15

CITY COUNCIL
SEP 21 2004