

OAKLAND CITY COUNCIL 2004 JAN 29 PM 6:42

INTRODUCED BY COUNCILMEMBER

RESOLUTION NO. 78375 C. M. S.

Mark P. Wall

A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH THE WRECO GROUP IN AN AMOUNT NOT TO EXCEED \$70,000 TO DEVELOP STANDARDS AND GUIDELINES TO ASSIST DEVELOPMENT OF CREEKSIDE PROPERTIES.

WHEREAS, on December 16, 1997, the City of Oakland's Storm Water Management and Discharge Control Ordinance was amended by the City Council to include the Creek Protection Permit program. The amended ordinance, now titled the Creek Protection, Storm Water Management and Discharge Control Ordinance (aka. The Creek Ordinance), requires a Creek Protection Permit for any development or work located within certain distances from Oakland's creeks; and

WHEREAS, in compliance with this Ordinance, the City has established the Creek Protection Permit process in order to review all proposed work located near Oakland's creeks; and

WHEREAS, the implementation of the Creek Ordinance has been an ongoing challenge due to the lack of an accompanying set of creekside development standards and guidelines intended to provide both applicants and staff with clear and easy-to-understand assistance in defining appropriate setbacks from creek banks; building size, location and drainage; plant and landscaping conditions, erosion control methods; best management practices during and after construction; and other issues as identified on a case-by-case basis; and

WHEREAS, the development of a creekside standards and guidelines document requires the services of consultants that are experienced with a combination of expertise and experience in facilitation, planning, urban creekside development, creek protection issues in the Bay Area, steep slope development, onsite stormwater storage and biofiltration pollutant removal techniques, hydrology, geomorphology, biology, geotechnical engineering, landscaping, bioengineering, local conditions and habitats, creek restoration, native habitat restoration and knowledge of local, state, and federal water regulations; and

WHEREAS, at the February 26, 2002 City Council meeting, staff were directed to hire consultants to create standards and guidelines for creekside development, and thereby improve the implementation of the Creek Protection Ordinance and streamline creek permit review; and

WHEREAS, at the July 10, 2002 Planning Commission meeting, staff presented an information report to the Commission outlining the Request for Proposal (RFP) scope of work for the creation of “Standards and Guidelines for the Development of Creekside Properties”; and

WHEREAS, copies of the RFP scope of work for the creation of standards and guidelines for creekside development were made available to Bay Area consultant teams in April 2003; and

WHEREAS, after attendance at a mandatory pre-proposal conference on Friday, May 2, 2003, in City Hall, five (5) consultant teams submitted proposals no later than Friday, May 30, 2003, for the creation of “Standards and Guidelines for the Development of Creekside Properties”; and

WHEREAS, in June 2003, staff utilized the overall rating criteria outlined in the RFP to score and rank the submitted proposals from the five (5) short-listed firms; and

WHEREAS, on July 9, 2003, a staff-assembled review panel conducted approximate one-hour interviews with each of the five (5) short-listed firms, and then evaluated and ranked each team according to specific criteria and the points for each criteria; and

WHEREAS, upon tabulation of the scores and rankings for each consultant team’s proposal submittal, interview presentation, and responses to interview question-and-answers, the top-ranked firm was determined to be the consultant team led by WRECO, accompanied by sub-consultants: Farwest Engineering, Philip Milenbaugh Consulting, Frost-Cochrane, Inc., and Northgate Environmental Management, Inc.; and

WHEREAS, \$70,000 is available in the General Purpose General Fund for Sustainable Development (Fund 1010, Organization 88229.54919.P48200.SC09); and

WHEREAS, the City Council finds that this is a temporary, professional services contract that will not result in the loss of employment or salary by any person having permanent status in the City of Oakland competitive service; now therefore, be it

RESOLVED, that the City Council authorizes the City Manager to negotiate and execute a professional services contract with WRECO in an amount not to exceed \$70,000, subject to the review and approval of the City Attorney; and be it

FURTHER RESOLVED, that the City Council hereby authorizes the City Manager to take whatever steps may be necessary to effect said contract, including without limitation, payments requests, execution of agreements and amendments.

IN COUNCIL, OAKLAND, CALIFORNIA, FEB 17 2004 ~~2004~~

PASSED BY THE FOLLOWING VOTE:

AYES- BRUNNER, NADEL, QUAN, REID, WAN, AND PRESIDENT DE LA FUENTE-6


NOES- 0

ABSENT- 0

ABSTENTION- BROOKS - 1

RECUSED - CHANG - 1

ATTEST


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