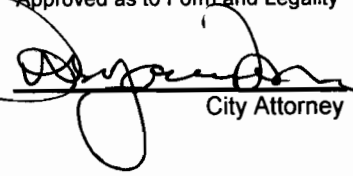


FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality


City Attorney

2010 JUN 10 PM 5:52 RESOLUTION No. 82857 C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR HIS DESIGNEE TO NEGOTIATE AND ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH V & A CONSULTING ENGINEERS FOR ENGINEERING SERVICES FOR OAKLAND'S SANITARY SEWER SYSTEM (PROJECT NO. C329119) IN AN AMOUNT NOT-TO-EXCEED THREE MILLION DOLLARS (\$3,000,000.00)

WHEREAS, the United States Environmental Protection Agency (EPA) has asserted that rainfall-induced Inflow and Infiltration represents a significant volume of the wet weather flow within Oakland's sewer collection system via misconnections, cracks and other imperfections; and

WHEREAS, on November 18, 2009, EPA issued regulatory enforcement order (Administrative Order) to the City to study and evaluate strategies to better control sewage overflows and reduce peak wet weather flows to EBMUD sewer treatment facilities; and

WHEREAS, in order to comply with the EPA Administrative Order requirements, the City of Oakland solicited proposals from qualified engineering firms ("Consultant") to provide Engineering Services for Oakland's Sanitary Sewer System (Project no. C329119); and

WHEREAS, on March 17, 2010, the City Clerk Office received proposals from three consultants for Engineering Services for Oakland's Sanitary Sewer System (Project no. C329119); and

WHEREAS, after reviewing all three proposals and conducting a selection process including presentation and interview, V & A Consulting Engineers was selected as the most qualified consultant to perform the services; and

WHEREAS, there are sufficient funds in the project budget for the work in the following project account: Sewer Service Fund (3100); Capital Projects - Sanitary Sewer Design Organization (92244); Sewers Account (57417); Project No. C329119; \$3,000,000.00; and these funds were specifically allocated for this project; and

WHEREAS, V & A Consulting Engineers and its team comply with all City's LBE/SLBE requirements for professional services; and

WHEREAS, V & A Consulting Engineers will assist the City of Oakland in preparing Engineering Services for Oakland's Sanitary Sewer System to comply with EPA Administrative Order requirements; and

WHEREAS, V & A Consulting Engineers has submitted a comprehensive proposal for each task as required by EPA Administrative Order complete with the schedule and cost within a reasonable time frame; and

WHEREAS, the City Administrator has determined that this contract is for services of a professional, scientific or technical and temporary nature; and

WHEREAS, the City Administrator has determined that 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 Administrator or his designee is hereby authorized to enter into an agreement with V & A Consulting Engineers, to provide professional Engineering Services for Oakland's Sanitary Sewer System -Project no. C329119 in an amount not-to-exceed three million dollars (\$3,000,000.00) over a period of three (3) years; and be it

FURTHER RESOLVED: That the City Administrator or his designee is hereby authorized to approve any subsequent amendments to or extensions of said agreement, except those involving additional 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 the contract shall be reviewed and approved by the City Attorney for form and legality and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 6 2010, 20

PASSED BY THE FOLLOWING VOTE:

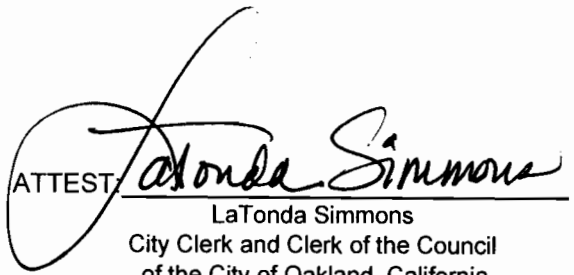
AYES - ~~BRUNNER, DE LA FUENTE~~, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT BRUNNER - 6

NOES - 0

ABSENT - ~~Brucks~~ - 1

ABSTENTION - 0

Excused - De La Fuente - 1

ATTEST 
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California