

APPROVED AS TO FORM AND LEGALITY

**DRAFT**

CITY ATTORNEY'S OFFICE

## OAKLAND CITY COUNCIL

**RESOLUTION NO. \_\_\_\_\_ C.M.S.**

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**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO AMEND THE PROFESSIONAL SERVICES CONTRACT WITH BIGGS CARDOSA ASSOCIATES, INC. (BCA) FOR LEIMERT BRIDGE SEISMIC RETROFIT PROJECT (PROJECT NO. 1000820) BY INCREASING THE CONTRACT AMOUNT BY ONE HUNDRED SIXTY THOUSAND DOLLARS (\$160,000.00) FOR A TOTAL CONTRACT AMOUNT NOT-TO-EXCEED ONE MILLION SIX HUNDRED NINETY THOUSAND TWO HUNDRED SEVENTY-NINE DOLLARS (\$1,690,279.00).**

**WHEREAS**, the City of Oakland (City) completed the construction documents for the Leimert Boulevard Bridge Seismic Retrofit Project (Project No. 1000820) and requested authorization to proceed with construction from the California Department of Transportation (Caltrans); and

**WHEREAS**, the Leimert Bridge over Sausal Creek was identified by the California Department of Transportation (Caltrans) to need seismic retrofit; and

**WHEREAS**, BCA was selected through a competitive request for proposals (RFP) process by the City to prepare the design for Leimert Boulevard Bridge Seismic Retrofit; and

**WHEREAS**, Caltrans provided funding to the City for obtaining environmental approvals, securing permits, and finalizing the construction documents; and

**WHEREAS**, the increase in the contract amount will pay for BCA support during construction; and

**WHEREAS**, the increase in the contract amount will be reimbursed by the project grant of federal and state funding and other local matching funding; and

**WHEREAS**, funds for the additional services under this Amendment in the amount of **\$269,439.00** will be available in the following project accounts: Department of Transportation

Fund (2218); Engineering Design: Streets & Structures Organization (92242); Architectural and Engineering Services Account (54411); **Project 1000819**; Award 23494;; and

**WHEREAS**, the City lacks the equipment and qualified personnel to perform the necessary work and the City Council finds and determines that the performance of this contract is in the public interest of the City because of economy; and

**WHEREAS**, the City Council has determined that this contract is professional, scientific, or technical and temporary in nature and 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 is authorized to execute an Amendment to the contract with BCA extending the contract and increasing the scope of services and contract by an amount not-to-exceed One Hundred Sixty Thousand Dollars (\$160,000.00) For A Total Contract Amount Not-To-Exceed One Million Six Hundred Ninety Thousand Two Hundred Seventy-Nine Dollars (\$1,690,279.00) contingent upon the availability of funding; and be it

**FURTHER RESOLVED:** That the City Administrator is authorized to approve any subsequent amendments to or extensions of said 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 for form and legality and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, JENKINS, KALB, KAPLAN, RAMACHANDRAN, REID, AND  
PRESIDENT FORTUNATO BAS

NOES –

ABSENT –

ABSTENTION –

ATTEST: \_\_\_\_\_  
ASHA REED  
City Clerk and Clerk of the Council of the  
City of Oakland, California