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OFFICE OF THE CITY CLERK
OAKLAND

2013 APR 11 PM 3:40

AGENDA REPORT

TO: DEANNA J. SANTANA
CITY ADMINISTRATOR

FROM: Vitaly B. Troyan
Public Works Director

SUBJECT: On-call Environmental and Hazardous
Materials Consulting Contracts

DATE: March 5, 2013

City Administrator
Approval

Date

4/10/13

COUNCIL DISTRICT: City-Wide

RECOMMENDATION

Resolutions Authorizing The City Of Oakland And The Oakland Redevelopment Successor Agency To Enter Into Professional Services Agreements With AMEC Environment And Infrastructure, Arcadis US, Baseline Environmental, Erler & Kalinowski, Fugro Consultants, Northgate Environmental Management, Terraphase Engineering And Weiss Associates For On-Call Environmental Consulting Services In An Amount Not To Exceed Five-Hundred Thousand Dollars (\$500,000) Each For A Three-Year Period From July 1, 2013, Through June 30, 2016.

Resolutions Authorizing The City Of Oakland And The Oakland Redevelopment Successor Agency To Enter Into Professional Services Agreements With ACC Environmental Consultants, IHI Environmental, J. Stanley, Ninyo & Moore, And SCA Environmental For On-Call Hazardous Materials Consulting Services In An Amount Not To Exceed Two-Hundred Fifty Thousand Dollars (\$250,000) Each For A Three-Year Period From July 1, 2013, Through June 30, 2016.

EXECUTIVE SUMMARY

The City of Oakland (City) uses on-call contracts with environmental consulting firms to quickly obtain assessment, remediation and compliance services to support a wide variety of projects, such as: redevelopment of the former Army Base and the Coliseum Area; Measure DD enhancements; park and facility renovations; sewer replacements and rehabilitations; new streetscaping; and general operational compliance.

The City maintains two types of on-call contracts: general *environmental consulting* contracts, and more specialized *hazardous materials* contracts (primarily for asbestos and lead paint analysis). The thirteen recommended firms were identified through a competitive Request for Qualifications (RFQ) process and were selected based on their technical expertise, fee structure, demonstrated ability to respond quickly, references, and responses to scenario questions. The

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consultant teams proposed by all firms meet the City's Small/Local Business Enterprise requirements.

Approval of these on-call contracts will not result in additional appropriation of funds. The contracts will enable the City organization to manage facilities, operations, real estate transactions and infrastructure improvements in compliance with applicable federal, state and local environmental laws, including those related to asbestos, lead paint, soil and groundwater contamination, air emissions, fuel tank management, hazardous materials storage, stormwater runoff and hazardous waste disposal. Failure to comply with these laws may subject the City to significant fines.

It is anticipated that the Oakland Redevelopment Successor Agency (ORSA) will also need to perform environmental assessment and remediation on real properties that it owns. Therefore, two sets of resolutions have been prepared to authorize both the City and ORSA to enter into a single contract with each of the firms recommended for contract. The expenditure of ORSA funds through these contracts will be contingent upon ORSA having received a finding of completion from the State and the work and contract payments being included on an approved Recognized Obligation Payment Schedule (ROPS).

OUTCOME

Adopting the attached resolutions will enable the City and ORSA to enter into contracts with thirteen environmental consulting firms to quickly provide assessment, remediation and compliance services to support a wide variety of projects, such as: redevelopment of the former Army Base and the Coliseum Area; Measure DD enhancements; park and facility renovations; sewer replacements and rehabilitations; new streetscaping; and general operational compliance.

BACKGROUND

The Environmental Services Division of Public Works has maintained on-call contracts for both environmental and hazardous materials consulting services in support of all City departments and the former Oakland Redevelopment Agency for the past nineteen years. The current set of contracts expires June 30, 2013.

Based on the City's past use of consultant services, known upcoming needs, and a contingency for new regulatory requirements/unforeseen projects, it is projected that eight as-needed contracts totaling \$4 million will be required to provide on-call environmental consulting services during the 2013-16 period, and that five as-needed contracts totaling \$1.25 million will be required to provide hazardous materials consulting services (primarily asbestos and lead paint analysis) during this same period.

The selection processes for both the on-call *environmental consulting* contracts and the on-call *hazardous materials consulting* contracts were conducted in accordance with Oakland Municipal Code (OMC) 2.04.051. Both RFQs were issued on December 20, 2012, and were publicized according to the standard City process, including electronic notices through i-Supplier and advertisements in the Oakland Tribune. In addition, the RFQ deadline was extended so that further outreach could be made to the following:

- Oakland African American Chamber of Commerce
- Hispanic Chamber of Commerce of Alameda County
- Oakland Black Board of Trade & Commerce
- Bay Area Business Roundtable
- Black Economic Council
- Oakland Chinatown Chamber of Commerce
- Oakland Metropolitan Chamber of Commerce
- Vietnamese Chamber of Commerce
- Japanese Chamber of Commerce of Northern California
- Indo-American Chamber of Commerce of Northern California
- Taiwanese American Chamber of Commerce
- Nicaraguan American Chamber of Commerce of Northern California
- Hawaii Chamber of Commerce of Northern California
- American Indian Chamber of Commerce
- National Council of Asian American Business Associations
- Danish-American Chamber of Commerce of Northern California

Seventeen proposals were received in response to the RFQ for on-call environmental consulting services. These were evaluated by environmental staff from the San Francisco Public Utilities Commission in conjunction with Environmental Services Division personnel. Based on these evaluations, the thirteen most responsive and qualified consultant teams were invited for interviews. Interviews of the thirteen consultant teams were conducted on February 25 and 26, 2013. The interview panel consisted of staff from the Port of Oakland, the Oakland Fire Department, and the Public Works Department of Engineering and Construction.

Nine proposals were received in response to the RFQ for on-call hazardous materials consulting services. All nine consultant teams were invited for interviews. Interviews were conducted on February 27, 2013. The interview panel consisted of staff from the Port of Oakland, the San Francisco Airport, and the Public Works Department of Engineering and Construction.

ANALYSIS

Firms competing for these contracts were evaluated by panels of subject-matter experts based on their technical expertise, fee structure, demonstrated ability to respond quickly, references, and responses to scenario questions. All proposals received in response to the RFQs were also

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evaluated by the Contracts & Compliance Division for compliance with the City's S/LBE requirement for these contracts, which is 50% participation (*see Attachments A and B*).

Table 1 presents the firms whose consultant teams are recommended for on-call *environmental consulting* services contracts, along with the percentage of Small/Local Business Enterprise participation for each team.

Table 1. Firms Recommended for On-call Environmental Consulting Services

Recommended Firm	Total S/LBE Participation
AMEC Environmental and Infrastructure	56%*
Arcadis US	65%*
Baseline Environmental Consulting	50%
Erler & Kalinowski	100%
Fugro Consultants	106%*
Northgate Environmental Management	54%*
Terraphase Engineering	54%
Weiss Associates (Agua Tierra)	76%

*includes double credit for Very Small Local Business Enterprise participation

Table 2 presents the firms whose consultant teams are recommended for on-call *hazardous materials consulting* services contracts, along with the percentage of Small/Local Business Enterprise participation for each team.

Table 2. Firms Recommended for On-call Hazardous Materials Consulting Services

Recommended Firm	Total S/LBE Participation
ACC Environmental	100%
IHI Environmental	50%
J. Stanley	50% [pending confirmation]
Ninyo & Moore	91%
SCA Environmental	98%

PUBLIC OUTREACH/INTEREST

The selection processes for both the on-call *environmental consulting* contracts and the on-call *hazardous materials consulting* contracts were conducted in accordance with Oakland Municipal Code (OMC) 2.04.051. Both RFQs were issued on December 20, 2012, and were publicized according to the standard City process, including electronic notices through i-Supplier and advertisements in the Oakland Tribune. Notices were also placed in the SF Chronicle and CIPList.com (a third party web site). In addition, all local chambers of commerce and ethnic chambers of commerce throughout the greater Bay Area were notified.

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COORDINATION

In designing these contracts and evaluating consultant teams, the Environmental Services Division coordinated with the Office of Neighborhood Investment, the Public Works Department of Engineering and Construction, and the Contracts & Compliance Division of the City Administrator's Office. In addition, Environmental Services worked with ORSA staff and the City Attorney's Office to write resolution language authorizing ORSA to conduct work through the proposed contracts, contingent upon having received a finding of completion from the State and the work being included on an approved ROPS. The Budget Office reviewed the proposed contracts for fiscal impacts.

COST SUMMARY/IMPLICATIONS

Approval of these on-call contracts will not result in additional appropriation of funds. Funding for work under these contracts comes directly from City and ORSA projects, on a project-by-project basis.

The contracts enable the City organization to manage facilities, operations, real estate transactions and infrastructure improvements in compliance with applicable federal, state and local environmental laws, including those related to asbestos, lead paint, soil and groundwater contamination, air emissions, fuel tank management, hazardous materials storage, stormwater runoff and hazardous waste disposal, as required. Failure to comply with these laws may subject the City to significant fines.

The RFQ process resulted in competitive industry rates.

PAST PERFORMANCE, EVALUATION AND FOLLOW-UP

Of the total of thirteen recommended firms, the following nine currently have similar contracts with the City of Oakland:

- ACC Environmental
- AMEC Environment & Infrastructure
- Arcadis US
- Baseline Environmental
- Erler & Kalinowski
- Fugro Consultants
- IHI Environmental
- Northgate Environmental Management
- SCA Environmental

Project managers completed and submitted Schedule L evaluations to Contract Administration for these firms in 2012. All firms achieved the minimum overall evaluation of average or better.

SUSTAINABLE OPPORTUNITIES


Economic: The local economy will benefit from services provided through these contracts, which have a high level of local business participation.

Environmental: Projects and programs performed by the consultant teams will protect human health and natural resources through the identification and reduction of environmental contamination.

Social Equity: Projects supporting redevelopment of blighted locations will result in cleaner, healthier neighborhoods for citizens of all income levels.

For questions regarding this report, please contact Mark Gomez, Supervisor for Environmental Protection & Compliance, at (510) 238-7314.

Respectfully submitted,


VITALY B. TROYAN, P.E.
Director, Public Works

Reviewed by:
Brooke A. Levin, Assistant Director

Reviewed by:
Susan Kattchee, Environmental Services Manager

Prepared by:
Mark Gomez, Supervisor, Environmental Protection &
Compliance
Environmental Services Division

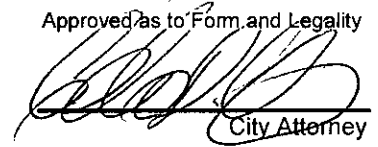
Attachments – A: Compliance Analysis from the Division of Contracts & Compliance, regarding environmental consulting services, February 14, 2013
B: Compliance Analysis from the City Administrator's Office, Division of Contracts & Compliance, regarding hazardous materials consulting services

Item: _____
Public Works Committee
April 23, 2013

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

2013 APR 11 AM 10:05 RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH AMEC FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the City desires to comply with federal, State and local environmental laws at properties that the City owns, operates, plans to acquire or intends to dispose of; and

WHEREAS, compliance with federal, State and local environmental laws is a critical component of park and facility renovations, sewer replacements and rehabilitations, streetscaping projects, maintenance operations, and development projects; and

WHEREAS, in order to achieve compliance, the City requires the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources; and

WHEREAS, the City needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through the City's competitive Request for Qualifications process, AMEC was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that the agreement directly or indirectly supports the City Council goal to "Develop a Sustainable City"; and

WHEREAS, the City Council finds that the agreement 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/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with AMEC, subject to the review and approval of the City Attorney; and be it

FURTHER RESOLVED, That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED, That the City Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total 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 a copy of the executed agreement will be on file in the City Clerk's Office and shall be approved by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

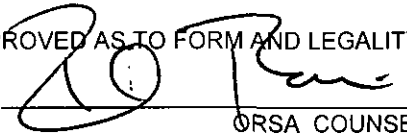
ABSTENTION -

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

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2013 APR 11 AM 10:05

APPROVED AS TO FORM AND LEGALITY:

BY: 
ORSA COUNSEL

OAKLAND REDEVELOPMENT SUCCESSOR AGENCY

RESOLUTION No. 2013-_____

RESOLUTION AUTHORIZING THE OAKLAND REDEVELOPMENT SUCCESSOR AGENCY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH AMEC FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the Oakland Redevelopment Successor Agency (“ORSA”) anticipates receiving a finding of completion under Health and Safety Code Section 34179.7; and

WHEREAS, the finding of completion will allow ORSA to expend unencumbered bond proceeds for purposes consistent with the bond covenants; and

WHEREAS, the use of these so-called excess bond proceeds must be included on the Recognized Obligation Payment Schedule (“ROPS”) once a finding of completion is issued; and

WHEREAS, ORSA will require the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources for real properties it owns and intends for future redevelopment; and

WHEREAS, such work in support of redevelopment of those properties would be allowable uses of bond proceeds under bond covenants; and

WHEREAS, ORSA needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through a competitive Request for Qualifications process, AMEC was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, ORSA finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, ORSA finds that the agreement 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 ORSA Administrator or his/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with AMEC, subject to the review and approval of ORSA Counsel; and be it

FURTHER RESOLVED: That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED: That issuance of work orders or disbursement of funds under the contract shall be contingent on ORSA having received a finding of completion and the work and contract payments being included on an approved ROPS; and be it

FURTHER RESOLVED: That the ORSA Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total compensation or the allocation of additional funds, provided that such amendments or extensions shall be filed with the ORSA Secretary; and be it

FURTHER RESOLVED: That a copy of the executed agreement shall be on file with the ORSA Secretary and shall be approved for form and legality by ORSA Counsel.

BY SUCCESSOR AGENCY, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

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

NOES-

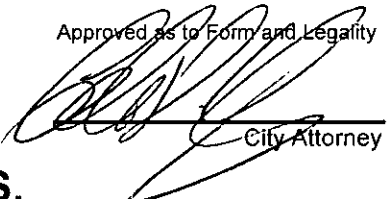
ABSENT-

ABSTENTION-

ATTEST: _____
LATONDA SIMMONS
Secretary of the Oakland
Redevelopment Successor Agency

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL


City Attorney

2013 APR 11 AM 10:04

RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH ARCADIS FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the City desires to comply with federal, State and local environmental laws at properties that the City owns, operates, plans to acquire or intends to dispose of; and

WHEREAS, compliance with federal, State and local environmental laws is a critical component of park and facility renovations, sewer replacements and rehabilitations, streetscaping projects, maintenance operations, and development projects; and

WHEREAS, in order to achieve compliance, the City requires the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources; and

WHEREAS, the City needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through the City's competitive Request for Qualifications process, ARCADIS was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that the agreement directly or indirectly supports the City Council goal to "Develop a Sustainable City"; and

WHEREAS, the City Council finds that the agreement 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/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with ARCADIS, subject to the review and approval of the City Attorney; and be it

FURTHER RESOLVED, That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED, That the City Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total 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 a copy of the executed agreement will be on file in the City Clerk's Office and shall be approved by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

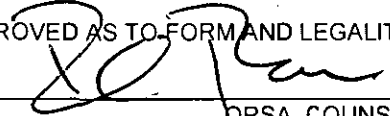
ABSTENTION -

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

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2013 APR 11 AM 10:06

APPROVED AS TO FORM AND LEGALITY:

BY: 
ORSA COUNSEL

OAKLAND REDEVELOPMENT SUCCESSOR AGENCY

RESOLUTION No. 2013- _____

RESOLUTION AUTHORIZING THE OAKLAND REDEVELOPMENT SUCCESSOR AGENCY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH ARCADIS FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the Oakland Redevelopment Successor Agency (“ORSA”) anticipates receiving a finding of completion under Health and Safety Code Section 34179.7; and

WHEREAS, the finding of completion will allow ORSA to expend unencumbered bond proceeds for purposes consistent with the bond covenants; and

WHEREAS, the use of these so-called excess bond proceeds must be included on the Recognized Obligation Payment Schedule (“ROPS”) once a finding of completion is issued; and

WHEREAS, ORSA will require the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources for real properties it owns and intends for future redevelopment; and

WHEREAS, such work in support of redevelopment of those properties would be allowable uses of bond proceeds under bond covenants; and

WHEREAS, ORSA needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through a competitive Request for Qualifications process, ARCADIS was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, ORSA finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, ORSA finds that the agreement 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 ORSA Administrator or his/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with ARCADIS, subject to the review and approval of ORSA Counsel; and be it

FURTHER RESOLVED: That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED: That issuance of work orders or disbursement of funds under the contract shall be contingent on ORSA having received a finding of completion and the work and contract payments being included on an approved ROPS; and be h

FURTHER RESOLVED: That the ORSA Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total compensation or the allocation of additional funds, provided that such amendments or extensions shall be filed with the ORSA Secretary; and be it

FURTHER RESOLVED: That a copy of the executed agreement shall be on file with the ORSA Secretary and shall be approved for form and legality by ORSA Counsel.

BY SUCCESSOR AGENCY, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

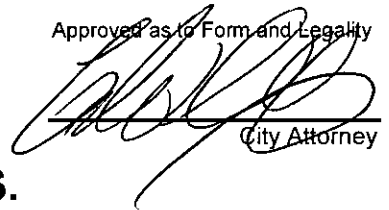
ABSTENTION-

ATTEST: _____
LATONDA SIMMONS
Secretary of the Oakland
Redevelopment Successor Agency

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

2013 APR 11 AM 10:04

RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH BASELINE ENVIRONMENTAL FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the City desires to comply with federal, State and local environmental laws at properties that the City owns, operates, plans to acquire or intends to dispose of; and

WHEREAS, compliance with federal, State and local environmental laws is a critical component of park and facility renovations, sewer replacements and rehabilitations, streetscaping projects, maintenance operations, and development projects; and

WHEREAS, in order to achieve compliance, the City requires the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources; and

WHEREAS, the City needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through the City's competitive Request for Qualifications process, **BASELINE ENVIRONMENTAL** was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that the agreement directly or indirectly supports the City Council goal to "Develop a Sustainable City"; and

WHEREAS, the City Council finds that the agreement 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/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with **BASELINE ENVIRONMENTAL**, subject to the review and approval of the City Attorney; and be it

FURTHER RESOLVED, That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED, That the City Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total 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 a copy of the executed agreement will be on file in the City Clerk's Office and shall be approved by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

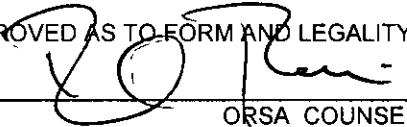
ABSTENTION -

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

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2013 APR 11 AM 10:06

APPROVED AS TO FORM AND LEGALITY:

BY: 
ORSA COUNSEL

OAKLAND REDEVELOPMENT SUCCESSOR AGENCY

RESOLUTION No. 2013- _____

RESOLUTION AUTHORIZING THE OAKLAND REDEVELOPMENT SUCCESSOR AGENCY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH BASELINE ENVIRONMENTAL FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the Oakland Redevelopment Successor Agency (“ORSA”) anticipates receiving a finding of completion under Health and Safety Code Section 34179.7; and

WHEREAS, the finding of completion will allow ORSA to expend unencumbered bond proceeds for purposes consistent with the bond covenants; and

WHEREAS, the use of these so-called excess bond proceeds must be included on the Recognized Obligation Payment Schedule (“ROPS”) once a finding of completion is issued; and

WHEREAS, ORSA will require the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources for real properties it owns and intends for future redevelopment; and

WHEREAS, such work in support of redevelopment of those properties would be allowable uses of bond proceeds under bond covenants; and

WHEREAS, ORSA needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through a competitive Request for Qualifications process, **BASELINE ENVIRONMENTAL** was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, ORSA finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, ORSA finds that the agreement 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 **ORSA** Administrator or his/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with **BASLINE ENVIRONMENTAL**, subject to the review and approval of **ORSA** Counsel; and be it

FURTHER RESOLVED: That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED: That issuance of work orders or disbursement of funds under the contract shall be contingent on **ORSA** having received a finding of completion and the work and contract payments being included on an approved **ROPS**; and be it

FURTHER RESOLVED: That the **ORSA** Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total compensation or the allocation of additional funds, provided that such amendments or extensions shall be filed with the **ORSA** Secretary; and be it

FURTHER RESOLVED: That a copy of the executed agreement shall be on file with the **ORSA** Secretary and shall be approved for form and legality by **ORSA** Counsel.

BY SUCCESSOR AGENCY, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-


ABSTENTION-

ATTEST: _____
 LATONDA SIMMONS
 Secretary of the Oakland
 Redevelopment Successor Agency

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

2013 APR 11 AM 10:05 RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH ERLER & KALINOWSKI, INC. FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the City desires to comply with federal, State and local environmental laws at properties that the City owns, operates, plans to acquire or intends to dispose of; and

WHEREAS, compliance with federal, State and local environmental laws is a critical component of park and facility renovations, sewer replacements and rehabilitations, streetscaping projects, maintenance operations, and development projects; and

WHEREAS, in order to achieve compliance, the City requires the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources; and

WHEREAS, the City needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through the City's competitive Request for Qualifications process, Erler & Kalinowski, Inc. was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that the agreement directly or indirectly supports the City Council goal to "Develop a Sustainable City"; and

WHEREAS, the City Council finds that the agreement 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/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with Erler & Kalinowski, Inc., subject to the review and approval of the City Attorney; and be it

FURTHER RESOLVED, That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED, That the City Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total 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 a copy of the executed agreement will be on file in the City Clerk's Office and shall be approved by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

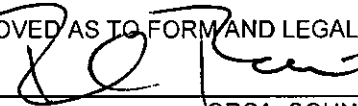
ABSTENTION -

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

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2013 APR 11 AM 10:06

APPROVED AS TO FORM AND LEGALITY:

BY: 
ORSA COUNSEL

OAKLAND REDEVELOPMENT SUCCESSOR AGENCY

RESOLUTION No. 2013-_____

RESOLUTION AUTHORIZING THE OAKLAND REDEVELOPMENT SUCCESSOR AGENCY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH ERLER & KALINOWSKI FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the Oakland Redevelopment Successor Agency (“ORSA”) anticipates receiving a finding of completion under Health and Safety Code Section 34179.7; and

WHEREAS, the finding of completion will allow ORSA to expend unencumbered bond proceeds for purposes consistent with the bond covenants; and

WHEREAS, the use of these so-called excess bond proceeds must be included on the Recognized Obligation Payment Schedule (“ROPS”) once a finding of completion is issued; and

WHEREAS, ORSA will require the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources for real properties it owns and intends for future redevelopment; and

WHEREAS, such work in support of redevelopment of those properties would be allowable uses of bond proceeds under bond covenants; and

WHEREAS, ORSA needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through a competitive Request for Qualifications process, Erler & Kalinowski was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, ORSA finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, ORSA finds that the agreement 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 ORSA Administrator or his/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with Eler & Kalinowski, subject to the review and approval of ORSA Counsel; and be it

FURTHER RESOLVED: That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED: That issuance of work orders or disbursement of funds under the contract shall be contingent on ORSA having received a finding of completion and the work and contract payments being included on an approved ROPS; and be it

FURTHER RESOLVED: That the ORSA Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total compensation or the allocation of additional funds, provided that such amendments or extensions shall be filed with the ORSA Secretary; and be it

FURTHER RESOLVED: That a copy of the executed agreement shall be on file with the ORSA Secretary and shall be approved for form and legality by ORSA Counsel.

BY SUCCESSOR AGENCY, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

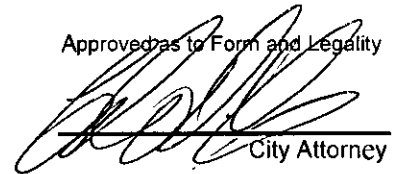
ABSTENTION-

ATTEST: _____
LATONDA SIMMONS
Secretary of the Oakland
Redevelopment Successor Agency

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

3313 APR 11 AM RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH FUGRO CONSULTANTS FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the City desires to comply with federal, State and local environmental laws at properties that the City owns, operates, plans to acquire or intends to dispose of; and

WHEREAS, compliance with federal, State and local environmental laws is a critical component of park and facility renovations, sewer replacements and rehabilitations, streetscaping projects, maintenance operations, and development projects; and

WHEREAS, in order to achieve compliance, the City requires the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources; and

WHEREAS, the City needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through the City's competitive Request for Qualifications process, Fugro Consultants was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that the agreement directly or indirectly supports the City Council goal to "Develop a Sustainable City"; and

WHEREAS, the City Council finds that the agreement 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/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with Fugro Consultants, subject to the review and approval of the City Attorney; and be it

FURTHER RESOLVED, That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED, That the City Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total 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 a copy of the executed agreement will be on file in the City Clerk's Office and shall be approved by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

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

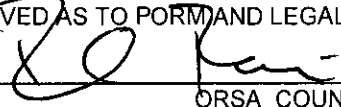
NOES -

ABSENT -

ABSTENTION -

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

FILED
OFFICE OF THE CITY CLERK
OAKLAND
2013 APR 11 AM 10:06

APPROVED AS TO FORM AND LEGALITY:
BY: 
ORSA COUNSEL

OAKLAND REDEVELOPMENT SUCCESSOR AGENCY

RESOLUTION No. 2013- _____

RESOLUTION AUTHORIZING THE OAKLAND REDEVELOPMENT SUCCESSOR AGENCY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH FUGRO CONSULTANTS FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the Oakland Redevelopment Successor Agency (“ORSA”) anticipates receiving a finding of completion under Health and Safety Code Section 34179.7; and

WHEREAS, the finding of completion will allow ORSA to expend unencumbered bond proceeds for purposes consistent with the bond covenants; and

WHEREAS, the use of these so-called excess bond proceeds must be included on the Recognized Obligation Payment Schedule (“ROPS”) once a finding of completion is issued; and

WHEREAS, ORSA will require the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources for real properties it owns and intends for future redevelopment; and

WHEREAS, such work in support of redevelopment of those properties would be allowable uses of bond proceeds under bond covenants; and

WHEREAS, ORSA needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through a competitive Request for Qualifications process, Fugro Consultants was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, ORSA finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, ORSA finds that the agreement 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 ORSA Administrator or his/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with Fugro Consultants, subject to the review and approval of ORSA Counsel; and be it

FURTHER RESOLVED: That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED: That issuance of work orders or disbursement of funds under the contract shall be contingent on ORSA having received a finding of completion and the work and contract payments being included on an approved ROPS; and be it

FURTHER RESOLVED: That the ORSA Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total compensation or the allocation of additional funds, provided that such amendments or extensions shall be filed with the ORSA Secretary; and be it

FURTHER RESOLVED: That a copy of the executed agreement shall be on file with the ORSA Secretary and shall be approved for form and legality by ORSA Counsel.

BY SUCCESSOR AGENCY, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

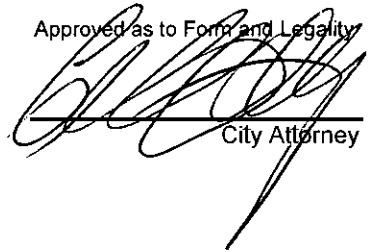
ABSTENTION-

ATTEST: _____
LATONDA SIMMONS
Secretary of the Oakland
Redevelopment Successor Agency

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

2013 APR 11 AM 10:55 RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH NORTHGATE ENVIRONMENTAL FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the City desires to comply with federal, State and local environmental laws at properties that the City owns, operates, plans to acquire or intends to dispose of; and

WHEREAS, compliance with federal, State and local environmental laws is a critical component of park and facility renovations, sewer replacements and rehabilitations, streetscaping projects, maintenance operations, and development projects; and

WHEREAS, in order to achieve compliance, the City requires the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources; and

WHEREAS, the City needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through the City's competitive Request for Qualifications process, Northgate Environmental was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that the agreement directly or indirectly supports the City Council goal to "Develop a Sustainable City"; and

WHEREAS, the City Council finds that the agreement 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/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with Northgate Environmental, subject to the review and approval of the City Attorney; and be it

FURTHER RESOLVED, That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED, That the City Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total 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 a copy of the executed agreement will be on file in the City Clerk's Office and shall be approved by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

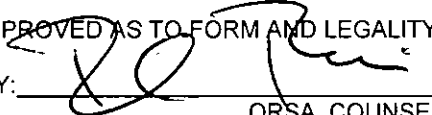
ABSTENTION -

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

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2013 APR 11 AM 10:06

APPROVED AS TO FORM AND LEGALITY:

BY: 
ORSA COUNSEL

OAKLAND REDEVELOPMENT SUCCESSOR AGENCY

RESOLUTION No. 2013-_____

RESOLUTION AUTHORIZING THE OAKLAND REDEVELOPMENT SUCCESSOR AGENCY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH NORTHGATE ENVIRONMENTAL FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the Oakland Redevelopment Successor Agency (“ORSA”) anticipates receiving a finding of completion under Health and Safety Code Section 34179.7; and

WHEREAS, the finding of completion will allow ORSA to expend unencumbered bond proceeds for purposes consistent with the bond covenants; and

WHEREAS, the use of these so-called excess bond proceeds must be included on the Recognized Obligation Payment Schedule (“ROPS”) once a finding of completion is issued; and

WHEREAS, ORSA will require the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources for real properties it owns and intends for future redevelopment; and

WHEREAS, such work in support of redevelopment of those properties would be allowable uses of bond proceeds under bond covenants; and

WHEREAS, ORSA needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through a competitive Request for Qualifications process, Northgate Environmental was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, ORSA finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, ORSA finds that the agreement 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 ORSA Administrator or his/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with Northgate Environmental, subject to the review and approval of ORSA Counsel; and be it

FURTHER RESOLVED: That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED: That issuance of work orders or disbursement of funds under the contract shall be contingent on ORSA having received a finding of completion and the work and contract payments being included on an approved ROPS; and be it

FURTHER RESOLVED: That the ORSA Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total compensation or the allocation of additional funds, provided that such amendments or extensions shall be filed with the ORSA Secretary; and be it

FURTHER RESOLVED: That a copy of the executed agreement shall be on file with the ORSA Secretary and shall be approved for form and legality by ORSA Counsel.

BY SUCCESSOR AGENCY, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

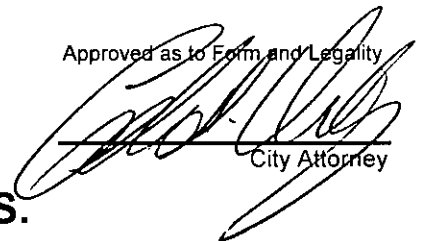
ABSTENTION-

ATTEST: _____
LATONDA SIMMONS
Secretary of the Oakland
Redevelopment Successor Agency

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

2013 APR 11 AM 10:05 RESOLUTION NO. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH TERRAPHASE ENGINEERING FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the City desires to comply with federal, State and local environmental laws at properties that the City owns, operates, plans to acquire or intends to dispose of; and

WHEREAS, compliance with federal, State and local environmental laws is a critical component of park and facility renovations, sewer replacements and rehabilitations, streetscaping projects, maintenance operations, and development projects; and

WHEREAS, in order to achieve compliance, the City requires the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources; and

WHEREAS, the City needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through the City's competitive Request for Qualifications process, Terraphase Engineering was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that the agreement directly or indirectly supports the City Council goal to "Develop a Sustainable City"; and

WHEREAS, the City Council finds that the agreement 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/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with Terraphase Engineering, subject to the review and approval of the City Attorney; and be it

FURTHER RESOLVED, That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED, That the City Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total 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 a copy of the executed agreement will be on file in the City Clerk's Office and shall be approved by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

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

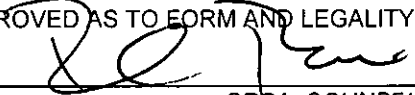
NOES -

ABSENT -

ABSTENTION -

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

2013 APR 11 AM 10:06

APPROVED AS TO FORM AND LEGALITY:
BY: 
ORSA COUNSEL

OAKLAND REDEVELOPMENT SUCCESSOR AGENCY

RESOLUTION No. 2013-_____

RESOLUTION AUTHORIZING THE OAKLAND REDEVELOPMENT SUCCESSOR AGENCY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH TERRAPHASE ENGINEERING FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the Oakland Redevelopment Successor Agency (“ORSA”) anticipates receiving a finding of completion under Health and Safety Code Section 34179.7; and

WHEREAS, the finding of completion will allow ORSA to expend unencumbered bond proceeds for purposes consistent with the bond covenants; and

WHEREAS, the use of these so-called excess bond proceeds must be included on the Recognized Obligation Payment Schedule (“ROPS”) once a finding of completion is issued; and

WHEREAS, ORSA will require the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources for real properties it owns and intends for future redevelopment; and

WHEREAS, such work in support of redevelopment of those properties would be allowable uses of bond proceeds under bond covenants; and

WHEREAS, ORSA needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through a competitive Request for Qualifications process, Terraphase Engineering was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, ORSA finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, ORSA finds that the agreement 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 ORSA Administrator or his/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with Terraphase Engineering, subject to the review and approval of ORSA Counsel; and be it

FURTHER RESOLVED: That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED: That issuance of work orders or disbursement of funds under the contract shall be contingent on ORSA having received a finding of completion and the work and contract payments being included on an approved ROPS; and be it

FURTHER RESOLVED: That the ORSA Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total compensation or the allocation of additional funds, provided that such amendments or extensions shall be filed with the ORSA Secretary; and be it

FURTHER RESOLVED: That a copy of the executed agreement shall be on file with the ORSA Secretary and shall be approved for form and legality by ORSA Counsel.

BY SUCCESSOR AGENCY, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

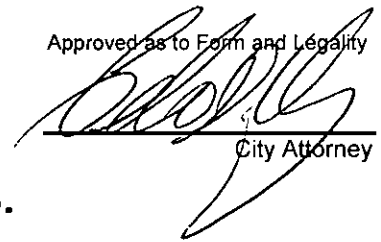
ABSTENTION-

ATTEST: _____
LATONDA SIMMONS
Secretary of the Oakland
Redevelopment Successor Agency

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

2013 APR 11 AM 10:05 RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH WEISS ASSOCIATES FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the City desires to comply with federal, State and local environmental laws at properties that the City owns, operates, plans to acquire or intends to dispose of; and

WHEREAS, compliance with federal, State and local environmental laws is a critical component of park and facility renovations, sewer replacements and rehabilitations, streetscaping projects, maintenance operations, and development projects; and

WHEREAS, in order to achieve compliance, the City requires the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources; and

WHEREAS, the City needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through the City's competitive Request for Qualifications process, Weiss Associates was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that the agreement directly or indirectly supports the City Council goal to "Develop a Sustainable City"; and

WHEREAS, the City Council finds that the agreement 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/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with Weiss Associates, subject to the review and approval of the City Attorney; and be it

FURTHER RESOLVED, That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED, That the City Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total 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 a copy of the executed agreement will be on file in the City Clerk's Office and shall be approved by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

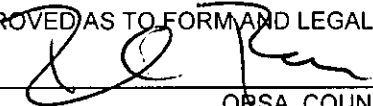
ABSTENTION -

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

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2013 APR 11 AM 10:06

APPROVED AS TO FORM AND LEGALITY:

BY: 
ORSA COUNSEL

OAKLAND REDEVELOPMENT SUCCESSOR AGENCY

RESOLUTION No. 2013-_____

RESOLUTION AUTHORIZING THE OAKLAND REDEVELOPMENT SUCCESSOR AGENCY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH WEISS ASSOCIATES FOR ON-CALL ENVIRONMENTAL CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED FIVE-HUNDRED THOUSAND DOLLARS (\$500,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the Oakland Redevelopment Successor Agency (“ORSA”) anticipates receiving a finding of completion under Health and Safety Code Section 34179.7; and

WHEREAS; the finding of completion will allow ORSA to expend unencumbered bond proceeds for purposes consistent with the bond covenants; and

WHEREAS, the use of these so-called excess bond proceeds must be included on the Recognized Obligation Payment Schedule (“ROPS”) once a finding of completion is issued; and

WHEREAS, ORSA will require the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources for real properties it owns and intends for future redevelopment; and

WHEREAS, such work in support of redevelopment of those properties would be allowable uses of bond proceeds under bond covenants; and

WHEREAS, ORSA needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through a competitive Request for Qualifications process, Weiss Associates was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, ORSA finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, ORSA finds that the agreement 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 ORSA Administrator or his/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with Weiss Associates, subject to the review and approval of ORSA Counsel; and be it

FURTHER RESOLVED: That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed five-hundred thousand dollars (\$500,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED: That issuance of work orders or disbursement of funds under the contract shall be contingent on ORSA having received a finding of completion and the work and contract payments being included on an approved ROPS; and be it

FURTHER RESOLVED: That the ORSA Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total compensation or the allocation of additional funds, provided that such amendments or extensions shall be filed with the ORSA Secretary; and be it

FURTHER RESOLVED: That a copy of the executed agreement shall be on file with the ORSA Secretary and shall be approved for form and legality by ORSA Counsel.

BY SUCCESSOR AGENCY, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

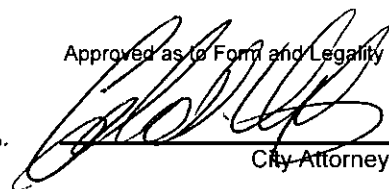
ABSTENTION-

ATTEST: _____
LATONDA SIMMONS
Secretary of the Oakland
Redevelopment Successor Agency

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

2013 APR 11 AM 10:05 RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH ACC ENVIRONMENTAL FOR ON-CALL HAZARDOUS MATERIALS CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED TWO-HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the City desires to comply with federal, State and local environmental laws at properties that the City owns, operates, plans to acquire or intends to dispose of; and

WHEREAS, compliance with federal, State and local environmental laws is a critical component of park and facility renovations, sewer replacements and rehabilitations, streetscaping projects, maintenance operations, and development projects; and

WHEREAS, in order to achieve compliance, the City requires the assistance of environmental professionals to conduct asbestos, lead paint and mold analyses, write abatement specifications, monitor air quality, and perform other services related to the protection of human health and environmental resources; and

WHEREAS, the City needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through the City's competitive Request for Qualifications process, ACC Environmental was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that the agreement directly or indirectly supports the City Council goal to "Develop a Sustainable City"; and

WHEREAS, the City Council finds that the agreement 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/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with ACC Environmental, subject to the review and approval of the City Attorney; and be it

FURTHER RESOLVED, That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed two-hundred fifty thousand dollars (\$250,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED, That the City Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total 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 a copy of the executed agreement shall be on file in the City Clerk's Office and will be approved by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

ABSTENTION -

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

2013 APR 11 PM 5:34

APPROVED AS TO FORM AND LEGALITY:

BY: DRAFT
ORSA COUNSEL

OAKLAND REDEVELOPMENT SUCCESSOR AGENCY

RESOLUTION No. 2013- _____

RESOLUTION AUTHORIZING THE OAKLAND REDEVELOPMENT SUCCESSOR AGENCY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH ACC ENVIRONMENTAL FOR ON-CALL HAZARDOUS MATERIALS CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED TWO-HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the Oakland Redevelopment Successor Agency (“ORSA”) anticipates receiving a finding of completion under Health and Safety Code Section 34179.7; and

WHEREAS, the finding of completion will allow ORSA to expend unencumbered bond proceeds for purposes consistent with the bond covenants; and

WHEREAS, the use of these so-called excess bond proceeds must be included on the Recognized Obligation Payment Schedule (“ROPS”) once a finding of completion is issued; and

WHEREAS, ORSA will require the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources for real properties it owns and intends for future redevelopment; and

WHEREAS, such work in support of redevelopment of those properties would be allowable uses of bond proceeds under bond covenants; and

WHEREAS, ORSA needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through a competitive Request for Qualifications process, ACC Environmental was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, ORSA finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, ORSA finds that the agreement 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 ORSA Administrator or his/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call hazardous materials consulting services with ACC Environmental, subject to the review and approval of ORSA Counsel; and be it

FURTHER RESOLVED: That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed two-hundred fifty thousand dollars (\$250,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED: That issuance of work orders or disbursement of funds under the contract shall be contingent on ORSA having received a finding of completion and the work and contract payments being included on an approved ROPS; and be it

FURTHER RESOLVED: That the ORSA Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total compensation or the allocation of additional funds, provided that such amendments or extensions shall be filed with the ORSA Secretary; and be it

FURTHER RESOLVED: That a copy of the executed agreement shall be on file with the ORSA Secretary and shall be approved for form and legality by ORSA Counsel.

BY SUCCESSOR AGENCY, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

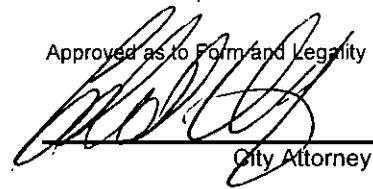
AYES- BROOKS, GALLO, KALB , KAPLAN, GIBSON MCELHANEY, REID, SCHAAF, AND
PRESIDENT KERNIGHAN

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____
LATONDA SIMMONS
Secretary of the Oakland
Redevelopment Successor Agency



City Attorney

2013 APR 11 AM 10:05 RESOLUTION NO. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH IHI ENVIRONMENTAL FOR ON-CALL HAZARDOUS MATERIALS CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED TWO-HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the City desires to comply with federal, State and local environmental laws at properties that the City owns, operates, plans to acquire or intends to dispose of; and

WHEREAS, compliance with federal, State and local environmental laws is a critical component of park and facility renovations, sewer replacements and rehabilitations, streetscaping projects, maintenance operations, and development projects; and

WHEREAS, in order to achieve compliance, the City requires the assistance of environmental professionals to conduct asbestos, lead paint and mold analyses, write abatement specifications, monitor air quality, and perform other services related to the protection of human health and environmental resources; and

WHEREAS, the City needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through the City's competitive Request for Qualifications process, IHI Environmental was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that the agreement directly or indirectly supports the City Council goal to "Develop a Sustainable City"; and

WHEREAS, the City Council finds that the agreement 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/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with IHI Environmental, subject to the review and approval of the City Attorney; and be it

FURTHER RESOLVED, That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed two-hundred fifty thousand dollars (\$250,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED, That the City Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total 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 a copy of the executed agreement shall be on file in the City Clerk's Office and will be approved by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

ABSTENTION -

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

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2013 APR 11 PM 5:34

APPROVED AS TO FORM AND LEGALITY:

BY: ~~DRAFT~~ ORSA COUNSEL

OAKLAND REDEVELOPMENT SUCCESSOR AGENCY

RESOLUTION No. 2013- _____

RESOLUTION AUTHORIZING THE OAKLAND REDEVELOPMENT SUCCESSOR AGENCY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH IHI ENVIRONMENTAL FOR ON-CALL HAZARDOUS MATERIALS CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED TWO-HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the Oakland Redevelopment Successor Agency (“ORSA”) anticipates receiving a finding of completion under Health and Safety Code Section 34179.7; and

WHEREAS, the finding of completion will allow ORSA to expend unencumbered bond proceeds for purposes consistent with the bond covenants; and

WHEREAS, the use of these so-called excess bond proceeds must be included on the Recognized Obligation Payment Schedule (“ROPS”) once a finding of completion is issued; and

WHEREAS, ORSA will require the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources for real properties it owns and intends for future redevelopment; and

WHEREAS, such work in support of redevelopment of those properties would be allowable uses of bond proceeds under bond covenants; and

WHEREAS, ORSA needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through a competitive Request for Qualifications process, IHI Environmental was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, ORSA finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, ORSA finds that the agreement 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 ORSA Administrator or his/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call hazardous materials consulting services with IHI Environmental, subject to the review and approval of ORSA Counsel; and be it

FURTHER RESOLVED: That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed two-hundred fifty thousand dollars (\$250,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED: That issuance of work orders or disbursement of funds under the contract shall be contingent on ORSA having received a finding of completion and the work and contract payments being included on an approved ROPS; and be it

FURTHER RESOLVED: That the ORSA Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total compensation or the allocation of additional funds, provided that such amendments or extensions shall be filed with the ORSA Secretary; and be it

FURTHER RESOLVED: That a copy of the executed agreement shall be on file with the ORSA Secretary and shall be approved for form and legality by ORSA Counsel.

BY SUCCESSOR AGENCY, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

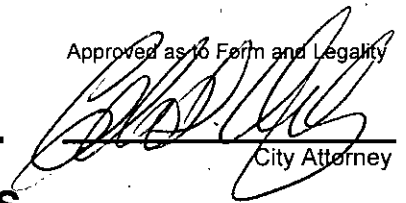
ABSTENTION-

ATTEST: _____
LATONDA SIMMONS
Secretary of the Oakland
Redevelopment Successor Agency

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

2013 APR 11 AM 10:05 RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH J STANLEY CONSULTING FOR ON-CALL HAZARDOUS MATERIALS CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED TWO-HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the City desires to comply with federal, State and local environmental laws at properties that the City owns, operates, plans to acquire or intends to dispose of; and

WHEREAS, compliance with federal, State and local environmental laws is a critical component of park and facility renovations, sewer replacements and rehabilitations, streetscaping projects, maintenance operations, and development projects; and

WHEREAS, in order to achieve compliance, the City requires the assistance of environmental professionals to conduct asbestos, lead paint and mold analyses, write abatement specifications, monitor air quality, and perform other services related to the protection of human health and environmental resources; and

WHEREAS, the City needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through the City's competitive Request for Qualifications process, J Stanley Consulting was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that the agreement directly or indirectly supports the City Council goal to "Develop a Sustainable City"; and

WHEREAS, the City Council finds that the agreement 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/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with J Stanley Consulting, subject to the review and approval of the City Attorney; and be it

FURTHER RESOLVED, That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed two-hundred fifty thousand dollars (\$250,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED, That the City Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total 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 a copy of the executed agreement shall be on file in the City Clerk's Office and will be approved by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

ABSTENTION -

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

OAKLAND REDEVELOPMENT SUCCESSOR AGENCY

RESOLUTION No. 2013- _____

RESOLUTION AUTHORIZING THE OAKLAND REDEVELOPMENT SUCCESSOR AGENCY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH J STANLEY CONSULTING FOR ON-CALL HAZARDOUS MATERIALS CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED TWO-HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the Oakland Redevelopment Successor Agency (“ORSA”) anticipates receiving a finding of completion under Health and Safety Code Section 34179.7; and

WHEREAS, the finding of completion will allow ORSA to expend unencumbered bond proceeds for purposes consistent with the bond covenants; and

WHEREAS, the use of these so-called excess bond proceeds must be included on the Recognized Obligation Payment Schedule (“ROPS”) once a finding of completion is issued; and

WHEREAS, ORSA will require the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources for real properties it owns and intends for future redevelopment; and

WHEREAS, such work in support of redevelopment of those properties would be allowable uses of bond proceeds under bond covenants; and

WHEREAS, ORSA needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through a competitive Request for Qualifications process, J Stanley Consulting was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, ORSA finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, ORSA finds that the agreement 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 ORSA Administrator or his/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call hazardous materials consulting services with J Stanley Consulting, subject to the review and approval of ORSA Counsel; and be it

FURTHER RESOLVED: That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed two-hundred fifty thousand dollars (\$250,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED: That issuance of work orders or disbursement of funds under the contract shall be contingent on ORSA having received a finding of completion and the work and contract payments being included on an approved ROPS; and be it

FURTHER RESOLVED: That the ORSA Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total compensation or the allocation of additional funds, provided that such amendments or extensions shall be filed with the ORSA Secretary; and be it

FURTHER RESOLVED: That a copy of the executed agreement shall be on file with the ORSA Secretary and shall be approved for form and legality by ORSA Counsel.

BY SUCCESSOR AGENCY, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

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

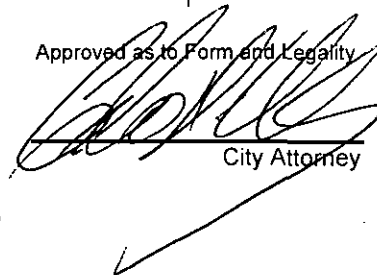
NOES-

ABSENT-

ABSTENTION-

ATTEST: _____
LATONDA SIMMONS
Secretary of the Oakland
Redevelopment Successor Agency

OAKLAND CITY COUNCIL



City Attorney

2013 APR 11 AM 10:05 RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH NINYO & MOORE FOR ON-CALL HAZARDOUS MATERIALS CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED TWO-HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the City desires to comply with federal, State and local environmental laws at properties that the City owns, operates, plans to acquire or intends to dispose of; and

WHEREAS, compliance with federal, State and local environmental laws is a critical component of park and facility renovations, sewer replacements and rehabilitations, streetscaping projects, maintenance operations, and development projects; and

WHEREAS, in order to achieve compliance, the City requires the assistance of environmental professionals to conduct asbestos, lead paint and mold analyses, write abatement specifications, monitor air quality, and perform other services related to the protection of human health and environmental resources; and

WHEREAS, the City needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through the City's competitive Request for Qualifications process, Ninyo & Moore was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that the agreement directly or indirectly supports the City Council goal to "Develop a Sustainable City"; and

WHEREAS, the City Council finds that the agreement 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/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with Ninyo & Moore, subject to the review and approval of the City Attorney; and be it

FURTHER RESOLVED, That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed two-hundred fifty thousand dollars (\$250,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED, That the City Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total 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 a copy of the executed agreement shall be on file in the City Clerk's Office and will be approved by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

ABSTENTION -

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

2013 APR 11 PM 5:34

APPROVED AS TO FORM AND LEGALITY:

BY: DRAFT
ORSA COUNSEL

OAKLAND REDEVELOPMENT SUCCESSOR AGENCY

RESOLUTION No. 2013-_____

RESOLUTION AUTHORIZING THE OAKLAND REDEVELOPMENT SUCCESSOR AGENCY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH NINYO & MOORE FOR ON-CALL HAZARDOUS MATERIALS CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED TWO-HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

WHEREAS, the Oakland Redevelopment Successor Agency (“ORSA”) anticipates receiving a finding of completion under Health and Safety Code Section 34179.7; and

WHEREAS, the finding of completion will allow ORSA to expend unencumbered bond proceeds for purposes consistent with the bond covenants; and

WHEREAS, the use of these so-called excess bond proceeds must be included on the Recognized Obligation Payment Schedule (“ROPS”) once a finding of completion is issued; and

WHEREAS, ORSA will require the assistance of environmental professionals to analyze soil and groundwater contamination, design cleanup plans, monitor air emissions, test fuel tanks, develop stormwater pollution prevention plans, and perform other services related to the protection of human health and environmental resources for real properties it owns and intends for future redevelopment; and

WHEREAS, such work in support of redevelopment of those properties would be allowable uses of bond proceeds under bond covenants; and

WHEREAS, ORSA needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through a competitive Request for Qualifications process, Ninyo & Moore was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, ORSA finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, ORSA finds that the agreement 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 ORSA Administrator or his/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call hazardous materials consulting services with Ninyo & Moore, subject to the review and approval of ORSA Counsel; and be it

FURTHER RESOLVED: That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed two-hundred fifty thousand dollars (\$250,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

FURTHER RESOLVED: That issuance of work orders or disbursement of funds under the contract shall be contingent on ORSA having received a finding of completion and the work and contract payments being included on an approved ROPS; and be it

FURTHER RESOLVED: That the ORSA Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in total compensation or the allocation of additional funds, provided that such amendments or extensions shall be filed with the ORSA Secretary; and be it

FURTHER RESOLVED: That a copy of the executed agreement shall be on file with the ORSA Secretary and shall be approved for form and legality by ORSA Counsel.

BY SUCCESSOR AGENCY, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

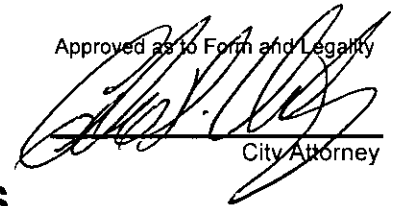
ABSTENTION-

ATTEST: _____
LATONDA SIMMONS
Secretary of the Oakland
Redevelopment Successor Agency

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

2013 APR 11 AM 10:05 RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH SCA ENVIRONMENTAL FOR ON-CALL HAZARDOUS MATERIALS CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED TWO-HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FOR A THREE YEAR PERIOD FROM JULY 1, 2013 THROUGH JUNE 30, 2016

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WHEREAS, in order to achieve compliance, the City requires the assistance of environmental professionals to conduct asbestos, lead paint and mold analyses, write abatement specifications, monitor air quality, and perform other services related to the protection of human health and environmental resources; and

WHEREAS, the City needs to be able to respond quickly to deadlines associated with environmental laws and regulatory mandates, and such responsiveness is most effectively provided through on-call contracts; and

WHEREAS, through the City's competitive Request for Qualifications process, SCA Environmental was rated as one of the top-ranked firms available to provide the services herein described; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that the agreement directly or indirectly supports the City Council goal to "Develop a Sustainable City"; and

WHEREAS, the City Council finds that the agreement 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/her designee is hereby authorized to negotiate and enter into a professional services agreement for on-call environmental consulting services with SCA Environmental, subject to the review and approval of the City Attorney; and be it

FURTHER RESOLVED, That the work shall be completed on an as-needed basis and the total amount of the contract shall not exceed two-hundred fifty thousand dollars (\$250,000) for a three-year period from July 1, 2013 through June 30, 2016; and be it

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IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

ABSTENTION -

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

2013 APR 11 PM 5:34

APPROVED AS TO FORM AND LEGALITY:

BY: DRAFT
ORSA COUNSEL

OAKLAND REDEVELOPMENT SUCCESSOR AGENCY

RESOLUTION No. 2013- _____

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BY SUCCESSOR AGENCY, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____
LATONDA SIMMONS
Secretary of the Oakland
Redevelopment Successor Agency