

Revised

Modification Proposed by Councilmember Jane
Brunner at City Council meeting of June 20, 2006

05/05/06 10:03

Approved as to Form and Legality


Oakland City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. 79999 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR EXECUTE A TWO YEAR AGREEMENT WITH YOUTH EMPLOYMENT PARTNERSHIP, INC. (YEP) TO IMPLEMENT THE TEAM OAKLAND PROGRAM AND FOR CITY BEAUTIFICATION SERVICES IN AN AMOUNT NOT-TO-EXCEED \$498,000.00, OR \$249,000.00 IN EACH YEAR OF THE AGREEMENT, AND AUTHORIZING THE CITY ADMINISTRATOR TO ADD CLEAN UP SERVICES AND INCREASE THE CONTRACT BY AN ADDITIONAL AMOUNT NOT-TO-EXCEED \$235,000.00 PER YEAR OVER THE TERM OF THE AGREEMENT NEEDED TO CARRY OUT THE ANTI-LITTER PROGRAM

WHEREAS, the Team Oakland Program is a citywide employment and environmental education opportunity program that provides for the training and education of youth and beautification services for the City that is managed by the Public Works Agency; and

WHEREAS, Proposals to implement the program were solicited from over 40 business and trade organizations and Youth Employment Partnership, Inc. submitted the only response; and

WHEREAS, for the reasons stated in the City Administrator's report accompanying this legislation, Youth Employment Partnership, Inc. is well qualified for the work; and

WHEREAS, teams of youth will work on a variety of environmental projects, including urban gardening and landscaping, creek restoration, litter and graffiti abatement and removal, murals and other environmental projects; and

WHEREAS, the Office of Contract Compliance has determined that youth employees of YEP Inc. are exempt from the Living Wage Ordinance under Oakland Municipal Code Section 2.28.090 because they are trainees; and

WHEREAS, the YEP Inc. meets the Local Business Enterprise (LBE) requirements and complies with the Equal Benefits Ordinance (EBO); and

WHEREAS, the City may implement the Anti-Litter Program during the term of this agreement and the City Council wishes to authorize the City Administrator to add the work and costs to this contract in order to expedite implementation of the program; and

WHEREAS, the City Council finds and determines that the performance of this contract shall not result in the loss of employment or salary by any person having permanent status in the competitive services; and

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WHEREAS, the total Team Oakland program is funded from residential and commercial garbage fees collected through the Comprehensive Clean-up Fund 1720, Organization 30674 (Illegal Dumping Unit), Cost Center NB35, Project P35510; and

WHEREAS, the agreement will be for a two – year period; now, therefore be it

RESOLVED: That the City Administrator is hereby authorized to negotiate and enter into a two-year agreement with the Youth Employment Partnership, Inc. for implementation of the Team Oakland Program and beautification services for the City in an amount not to exceed four hundred ninety eight thousand dollars and no cents (\$498,000.00) or two hundred forty nine thousand dollars and no cents (\$249,000.00) in each year of the agreement; and, be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to add services to YEP's contract needed to carry out the Anti-Litter Program if the program is adopted by the City Council during the term of YEP's agreement, and to increase the contract by an additional amount not-to-exceed two hundred thirty five thousand dollars (\$235,000.00) per year over the term of the agreement to pay for the anti-litter services; and, be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to approve any subsequent amendments to, or extensions of, said agreement except for those involving an increase in contract price; and, be it


FURTHER RESOLVED: That the agreement and amendments or extensions are subject to the review and approval of the City Attorney for form and legality and shall be placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE: **JUN 27 2006**

AYES - BRUNNER, KERNIGHAN, NADEL, QUAN, BROOKS, REID,
CHANG, AND PRESIDENT DE LA FUENTE - 8

NOES - 0
ABSENT - 0
ABSTENTION - 0

ATTEST. 
LATONDA SIMMONS
City Clerk and Clerk of the Council of
the City of Oakland, California