

OAKLAND CITY COUNCIL

OFFICE OF THE CITY CLERK
OAKLAND

RESOLUTION No. 79385

C.M.S.

05 JUL 12 PM 2:15

INTRODUCED BY COUNCILMEMBER _____



RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND EXECUTE A CONTRACT WITH MASON TILLMAN ASSOCIATES LTD, IN AN AMOUNT NOT-TO-EXCEED FOUR HUNDRED EIGHTY NINE THOUSAND SIX HUNDRED TWENTY DOLLARS (\$489,620.00) TO COMPLETE THE FAIRNESS IN CONTRACTING AND PURCHASING STUDY (DISPARITY STUDY) FOR THE CITY OF OAKLAND AND OAKLAND REDEVELOPMENT AGENCY

Whereas, the City of Oakland Charter was amended in 1996 adding Section 808(b) which requires the City to conduct "a race and gender disparity evaluation to determine if the City has been an active or passive participant in actual, identifiable discrimination within . . ." Oakland's marketplace; and

Whereas, the City and Redevelopment Agency seek to ensure equal opportunity in the marketplace and to ensure that as market participants, the City and Agency are not actively or passively discriminating against minority-owned business enterprises (MBE) or women-owned business enterprises (WBE) which is consistent with the mandate of City Charter Section 808(b); and

Whereas, a detailed request for proposals (RFP) was prepared and mailed to forty-nine (49) firms across the country and a solicitation advertisement was also placed in the Oakland Tribune, Asian Week, El Mundo and Oakland Post and run for two consecutive Sundays; and

Whereas, interested firms were required to participate in a mandatory pre-proposal conference the purpose of which was to explain the City's and Agency's social equity policies and answer technical questions the consultants had with regard to the proposal; and

Whereas, four firms submitted proposals and three of those firms met or exceeded the City's minimum 20% local and small local business participation requirement and moved to the next level of review, and one firm had not participated in the pre-proposal meeting and was therefore considered non-responsive; and

Whereas, an interview panel comprised of five representatives from Alameda County, Office of the County Administrator, the City of Oakland's Finance & Management Agency, San Francisco Muni, and the City of San Francisco's Human Relations Commission was convened to interview the consultants and evaluate the proposals; and

Whereas, Mason Tillman & Associates was ranked as number one by each panelist, MGT of America was ranked second and D.J. Miller ranked third; and

Whereas, based on the ranking of the interview panel it is recommended that Mason Tillman & Associates, the highest ranking consultant, be selected for the work; and

Whereas, the City Council finds and determines that the services provided under the agreement authorized hereunder are of a professional and temporary nature and shall not result in the loss of employment or salary by any person having permanent status in the competitive civil service; now, therefore, be it

Resolved: That the City Council hereby authorizes the City Administrator to negotiate and enter into a contract for the Fairness in Contracting and Procurement Study (Disparity Study) for the City of Oakland and Oakland Redevelopment Agency with Mason Tillman Associates, Ltd. in an amount not-to-exceed four hundred eighty nine thousand six hundred twenty dollars (\$489,620.00); and, be it

Further Resolved: That the contract shall be reviewed and approved by the City Attorney's Office for form and legality and a copy placed on file in the office of the City Clerk.

344647

In Council, Oakland, California: JUL 19 2005

Passed By The Following Vote:

- AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND
 PRESIDENT DE LA FUENTE - 8
- NOES- 0
- ABSENT- 0
- ABSTENTION- 0

ATTEST: Latonda Simmons
 LATONDA SIMMONS
 City Clerk and Clerk of the Council
 of the City of Oakland, California