

*Amacamlaw*  
City Attorney

**FILED**  
OFFICE OF THE CITY CLERK  
OAKLAND

**2015 MAY 14 AM 10:15**

# OAKLAND CITY COUNCIL

RESOLUTION No. 85637 C.M.S.

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO 1) APPLY FOR, ACCEPT AND APPROPRIATE A MUSEUM GRANT FOR AFRICAN AMERICAN HISTORY AND CULTURE MUSEUMS FROM THE INSTITUTE FOR MUSEUM AND LIBRARY SERVICES IN THE AMOUNT OF \$139,245.00; 2) ENTER INTO A TWO-YEAR PROFESSIONAL SERVICES AGREEMENT WITH CHRISTINE A. FOGARTY FOR AN AMOUNT NOT TO EXCEED THIRTY THOUSAND DOLLARS (\$30,000); 3) ENTER INTO A ONE-YEAR PROFESSIONAL SERVICES AGREEMENT WITH NOAH U. LANDIS FOR AN AMOUNT NOT TO EXCEED THIRTY-FIVE THOUSAND DOLLARS (\$35,000); 4) ENTER INTO A ONE-YEAR PROFESSIONAL SERVICES AGREEMENT WITH LISA STRONG FOR AN AMOUNT NOT TO EXCEED THIRTY THOUSAND (\$30,000); AND WAIVING THE ADVERTISING AND REQUEST FOR PROPOSAL/ QUALIFICATIONS (RFP/Q) PROCESS FOR THE PROPOSED AGREEMENTS WITH CHRISTINE A. FOGARTY, NOAH U. LANDIS AND LISA STRONG**

**WHEREAS**, The mission of the African American Museum & Library at Oakland (AAMLO) is to discover, preserve, interpret and share the historical and cultural experiences of African Americans in Northern California for present and future generations; and

**WHEREAS**, AAMLO seeks to establish an educational center to train a future generation of museum professionals and librarians to sustain the viability of African American historical and cultural institutions; and

**WHEREAS**, the Institute of Museum and Library Services (IMLS), an independent agency of the United States federal government, provides grants for African American History and Culture Museums (AAHC) to enhance institutional capacity and sustainability by attracting new staff to the African American museum practice and providing them with the expertise needed to sustain them in the museum field; and

**WHEREAS**, the City wishes to apply for, accept, and appropriate \$139,245 from the IMLS to establish and fund the AAMLO Education Center to prepare a future pool of African American men and women that will support and sustain our historical and cultural institutions into the 21<sup>st</sup> century and

**WHEREAS**, staff wishes to enter into a professional service agreement with Christine A. Fogarty in an amount of \$30,000 to provide services, specifically to serve as museum educator and to develop exhibition-based curricula for the project; and

**WHEREAS**, staff wishes to enter into a professional service agreement with Noah U. Landis in an amount of \$35,000 to provide computer media services for the project; and

**WHEREAS**, staff wishes to enter into a professional service agreement with Lisa Strong in an amount of \$30,000 to provide videography services for the project; and

**WHEREAS**, Oakland Municipal Code (OMC) section 2.04.051.A requires the City Administrator to conduct a RFP/Q process for professional services agreement in excess of \$25,000 and OMC Section 2.04.051.B permits the City Council to waive the competitive RFP/Q process upon a finding that it is in the best interest of the City to do so; and

**WHEREAS**, staff recommends that it is in the best interest of the City to waive the RFP/Q process because Christine A. Fogarty, Noah U. Landis and Lisa Strong are identified project team members in the AAMLO Education Center and unique subject matter experts as determined through a competitive grant selection process of the IMLS African American History and Culture Museums grant program; and

**WHEREAS**, the City Administrator has determined that these agreements 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 Administrator, or his/her designee, is hereby authorized to apply for, accept and appropriate grant funds from the IMLS in an amount not to exceed \$139,245.00; and be

**FURTHER RESOLVED:** That said funds shall be deposited in the Library Grants Fund (2993); AAMLO Organization (61511), African American Museum & Library at Oakland Program NB18, in a Project Account to be established; and be it

**FURTHER RESOLVED:** That should such funds be awarded, the City Council hereby authorizes the City Administrator or his/her designee to enter into a two-year contract with Christine A. Fogarty for thirty thousand dollars (\$30,000) to provide curricula development services; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator or his/her designee to enter into a one-year contract with Noah U. Landis for thirty-five thousand dollars (\$35,000) to provide computer media services; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator or his/her designee to enter into a one-year contract with Lisa Strong for thirty thousand dollars (\$30,000) to provide videography services; and be it

**FURTHER RESOLVED:** That the Council finds pursuant to Oakland Municipal Code Section 2.04.051.B., for the reasons stated above and in the City Administrator's report accompanying this resolution, that it is in the best interest of the City to waive advertising and the RFP/Q process for services to be purchased under the proposed contracts and so waives the requirements; and be it

**FURTHER RESOLVED:** That based on information provided by the City Administrator, the Council finds that these contracts 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; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the use of grant funds in the amount of \$24,000 to fund two part-time student trainees for the project, as detailed by staff in the report; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator or his designee to conduct all negotiations, applications, agreements, and related actions which may be necessary for completions of the aforementioned grant and professional service agreements; and be it

**FURTHER RESOLVED:** That the professional services agreements shall be approved as to form and legality by the City Attorney and a copy of the fully executed agreements shall be placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 02, 2015

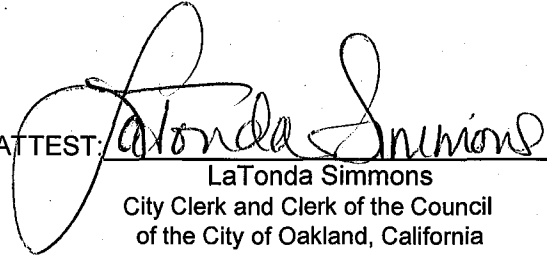
**PASSED BY THE FOLLOWING VOTE:**

AYES - ~~Brooks~~, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID, AND PRESIDENT GIBSON MCELHANEY - 7

NOES - Brooks - 1

ABSENT - 0

ABSTENTION - 0

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