

OAKLAND CITY COUNCIL

A. Malcolm
City Attorney

FILED
OFFICE OF THE CITY CLERK
OAKLAND

RESOLUTION No. 83756 C.M.S.

2012 FEB 29 PM 2:29

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO 1) ACCEPT AND APPROPRIATE GRANT FUNDS IN AN AMOUNT NOT TO EXCEED \$172,141 FROM THE STATE OF CALIFORNIA, CORRECTIONS STANDARDS AUTHORITY, TITLE II FORMULA GRANT PROGRAM TO THE OAKLAND POLICE DEPARTMENT, 2) WAIVE THE COMPETITIVE REQUEST FOR PROPOSALS/QUALIFICATIONS (RFP/Q) PROCESS, AND 3) ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH MCCULLUM YOUTH COURT FOR THE PERIOD JANUARY 1, 2012 THROUGH DECEMBER 31, 2012, WITH TWO-ONE YEAR OPTIONS TO EXTEND, IN AN AMOUNT NOT TO EXCEED \$83,638 ANNUALLY FOR CONTINUED PROGRAM IMPLEMENTATION OF THE OAKLAND YOUTH COURT

WHEREAS, it is anticipated that the Oakland Police Department will receive State of California Corrections Standards Authority Title II Formula Grant Program funds totaling up to \$172,141 for the Continued Program Implementation of the Oakland Youth Court; and

WHEREAS, this is the 12th consecutive year the Oakland Police Department has partnered with the McCullum Youth Court in its mutual efforts to divert youth offenders from the juvenile justice system; and

WHEREAS, the minimum 10% cash match component required by the grantor for said grant funds in an amount of \$17,214 will be drawn from the Oakland Police Department's existing budget (\$4,214) and the McCullum Youth Court (\$13,000) budget; and

WHEREAS, the continued partnership between the Oakland Police Department and McCullum Youth Court will ensure that youth diversion programming will continue without interruption and continue to evolve based on lessons learned; and

WHEREAS, Oakland Municipal code section 2.04.051.B permits the Council to waive advertising and the request for proposal/qualifications ("RFP/Q") requirements upon a finding that it is in the best interest of the City to do so, and staff recommends that it is in the best interests of the City to waive advertising and RFP/Q requirements so that the Oakland Police Department can continue partnering with McCullum Youth Court to divert youth offenders from the juvenile justice system and so that current diversion programs will not be interrupted; and

WHEREAS, that as required by Oakland Municipal Code 2.04.020.E.3 entering into this contract shall not result in the loss of employment or salary by any person having permanent status in the competitive services; now therefore be it

RESOLVED: That the City Council hereby authorizes the City Administrator or her designee to apply for, accept, and appropriate funds from the State of California, Corrections Standards Authority, and Title II Formula Grant Program to the Oakland Police Department in an amount not to exceed \$172,141, and be it

FURTHER RESOLVED: That said funds shall be deposited in Fund (2152); Youth and Family Services Division Org. (102350); Youth and Family Services Division Program (PS03), in a Project Account to be determined; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator or her designee to accept and appropriate additional funds without returning to Council, and be it

FURTHER RESOLVED: That 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, the Council finds that it is in the best interest of the City to waive the advertising and the RFP/Q requirements for the Youth Court Program services to be provided under the proposed agreement and so waives the requirements; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator or her designee, on behalf of the City of Oakland to enter into a Professional Services Agreement with McCullum Youth Court for the period of January 1, 2012 through December 31, 2012, plus two one-year extension options, in an amount not to exceed \$83,638 annually for continued uninterrupted program implementation of the Oakland Youth Court for the Oakland Police Department; and be it

FURTHER RESOLVED: That the City Council hereby appoints the City Administrator to conduct all negotiations, applications, agreements, and related actions which may be necessary for the completion of the aforementioned grant and professional services agreements; and be it

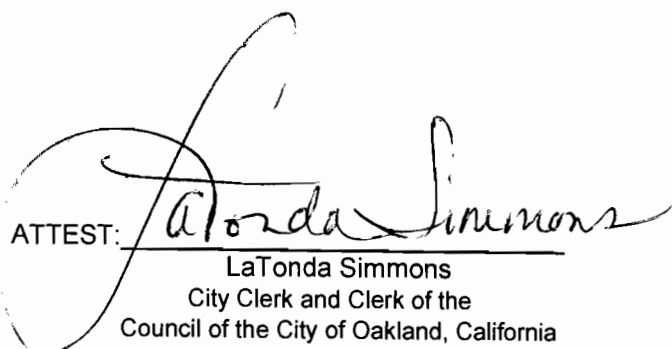
FURTHER RESOLVED: That the City Attorney shall review and approve said agreement with McCullum Youth Court as to form and legality, and a copy of the fully executed agreement shall be placed on file with the Office of the City Clerk.

MAR 20 2012

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE: BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF, and ~~PRESIDENT~~

AYES- 7
NOES- 0
ABSENT- Reid - 1
ABSTENTION- 0

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