

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2012 AUG 30 AM 11:33

**OAKLAND CITY COUNCIL**

*A. Gordon*  
City Attorney

RESOLUTION No. 84040 C.M.S.

Introduced by Councilmember \_\_\_\_\_

**A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR ON BEHALF OF THE CITY OF OAKLAND**

- 1) TO ENTER INTO PROFESSIONAL SERVICES AGREEMENTS WITH THE FOLLOWING FOOD VENDORS: SYSCO SAN FRANCISCO INC., IN AN AMOUNT NOT TO EXCEED \$165,000; ALLIED PRINGLE FOOD SALES COMPANY IN AN AMOUNT NOT TO EXCEED \$80,000; AND LE BLANC DAIRY IN AN AMOUNT NOT TO EXCEED \$80,000 FOR THE PROVISION OF FOOD AND FOOD RELATED COMMODITIES FOR THE CITY OF OAKLAND HEAD START/EARLY HEAD START PROGRAM, IN A COMBINED AMOUNT NOT TO EXCEED THE TOTAL ANNUAL FOOD BUDGET OF \$325,000 COVERING THE 2012-2013 PROGRAM YEAR;
- 2) WITH AN OPTION FOR TWO ADDITIONAL ONE YEAR EXTENSIONS OF THE SAME INDIVIDUAL CONTRACT AMOUNTS NOT TO EXCEED THE TOTAL ANNUAL FOOD BUDGET OF \$325,000 EACH YEAR COVERING THE 2013-2014 AND 2014-2015 PROGRAM YEARS, WITH THE COMBINED AMOUNTS OF YEARS 2012-2013, 2013-2014, AND 2014-2015 NOT TO EXCEED THE OVERALL TOTAL FOOD BUDGET OF \$975,000, BASED ON PERFORMANCE AND CONTINGENT ON THE CITY OF OAKLAND BEING IN RECEIPT OF FUNDS FROM THE U.S. DEPARTMENT OF AGRICULTURE/CHILD AND ADULT CARE FOOD PROGRAM (USDA/CACFP); AND
- 3) AUTHORIZING THE CITY ADMINISTRATOR TO SELECT ANOTHER QUALIFIED BIDDER(S) FROM THE REQUEST FOR PROPOSAL PROCESS IF THE ABOVE NAMED VENDORS ARE NOT ABLE TO PROVIDE THE FOOD ITEM NEEDED IN THE NECESSARY TIMEFRAME WITHOUT RETURNING TO COUNCIL

WHEREAS, the City of Oakland Department of Human Services Head Start/Early Head Start Program solicited a request for proposals (RFP), July 15-18, with a proposal submittal deadline of August 6, 2012, from qualified firms and individuals to provide food and food related commodities for Oakland children, ages birth to 5 years old, who are enrolled in the Head Start/Early Head Start program, and

WHEREAS, the RFP was posted on the City of Oakland website listed in local bay area newspapers; and

**WHEREAS**, the City of Oakland desires to enter into Professional Services Agreements with the following food vendors who were selected through a formal RFP process: Sysco San Francisco, Inc. in an amount not to exceed \$165,000; Allied Pringle Food Sales, Company in an amount not to exceed \$80,000; and Le Blanc Dairy, in an amount not to exceed \$80,000, for the provision of food and food related commodities for the City of Oakland Head Start/Early Head Start Program, and

**WHEREAS**, the Professional Services Agreements combined are not to exceed the total annual food budget of \$325,000 covering the 2012-13 program year with an option for two (2) additional one (1) year extensions of the same individual contract amounts not to exceed the amount of \$325,000 each year covering the 2013-14 and 2014-15 program years; and

**WHEREAS**, with the combined amounts of years 2012-13, 2013-14, and 2014-15 not to exceed the overall total food budget of \$975,000; and

**WHEREAS**, the Professional Services Agreements with Sysco San Francisco, Inc., Allied Pringle Food Sales, Company, and Le Blanc Dairy will be based on performance and contingent on the City of Oakland being in receipt of funds from the US Department of Agriculture/Child and Adult Care Food Program (USDA/CACFP); and

**WHEREAS**, the quantities of food needed from any given vendor and the ability of vendors to provide a given food in the necessary timeframe is impossible to predict precisely over the course of the year; and

**WHEREAS**, the need to serve fresh meals to Head Start and Early Head Start children on a daily basis is a health and safety issue requiring a certain level of purchasing flexibility

**WHEREAS**, it is anticipated that there will be sufficient funds awarded through the renewal of the City of Oakland's grant application with the US Department of Agriculture/Child and Adult Care Food Program (USDA/CACFP) (Resolution No. C.M.S. 83857) in the Oakland Head Start/Early Head Start program budget for these professional services agreements. Funding for the project will be available in the following account:

- Department of Agriculture Fund (2102), Head Start Organization (78231), and Head Start CACFP FY 2012-13; Project (G4221); FY 2013-14 Project # (TBD); and FY 2014-15 Project # (TBD); and these funds were specifically allocated for the City of Oakland Head Start/Early Head Start program to continue to provide nutritious meals to low income children at Head Start and Early Head Start sites located throughout the service area of the Oakland community; now therefore, be it

**RESOLVED:** That the City Administrator or her designee as agent of the City of Oakland is hereby authorized to enter into Professional Services Agreements with Sysco San Francisco, Inc. in an amount not to exceed \$165,000; Allied Pringle Food Sales, Company in an amount not to exceed \$80,000; and Le Blanc Dairy in an amount hot to exceed \$80,000, for the provision of food and food related commodities for the City of Oakland Head Start/Early Head Start program in a combined amount not to exceed the total annual food budget of \$325,000 covering the 2012-13 program year with an option, exercisable without returning to Council for two (2) additional one (1) year extensions of the same individual contract amounts not to exceed the total annual food budget of \$325,000 each year covering the 2013-14 and 2014-15 program years, with the combined amounts of years 2012-13, 2013-14, and 2014-15 not to exceed the overall total food budget of \$975,000, based on performance and contingent on the City of Oakland being in receipt of funds from the US Department of Agriculture Child and Aduh Care Food Program (USDA/CACF); and be it

**FURTHER RESOLVED:** That the City Administrator is authorized to amend any food contract amount up to but not exceeding a combined total(s) of \$325,000; and be it

**FURTHER RESOLVED:** That without returning to City Council, the City Administrator is authorized to select another qualified bidder from the Request for Proposal process if the above named vendors are not able to provide the food needed or food item needed in the necessary timeframe; and be it

**FURTHER RESOLVED:** That the City Administrator is hereby authorized to execute any amendments or modifications of Professional Services Agreements of selected vendors based on additional funding which may become available from the USDA/CACFP funding, without returning to Council; and be it

**FURTHER RESOLVED:** That the Professional Services Agreements shall be reviewed and approved by the City Attorney for form and legality prior to execution and placed on file in the Office of the City Clerk.

OCT 02 2012

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_

PASSED BY THE FOLLOWING VOTE:

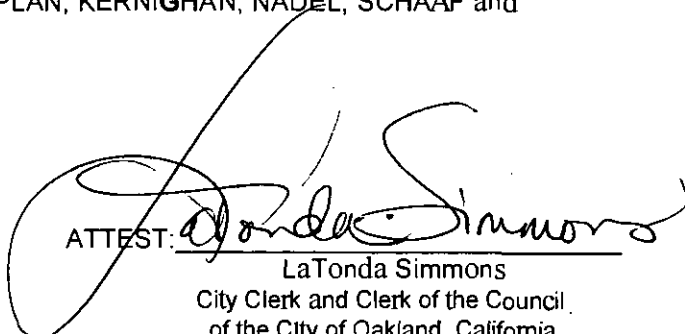
AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF and PRESIDENT REID. — 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:

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