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OFFICE OF THE CITY CLERK
OAKLAND

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OAKLAND CITY COUNCIL

Approved as to Form and Legality


City Attorney

RESOLUTION No. _____ C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO WAIVE THE ADVERTISING AND BIDDING REQUIREMENTS FOR AWARD OF A CONTRACT IN THE AMOUNT OF TEN THOUSAND DOLLARS (\$10,000) TO GOOD TIDINGS FOUNDATION FOR THE PURCHASE OF EQUIPMENT FOR IMPROVEMENTS AT DEFREMERY PARK BASKETBALL COURTS

WHEREAS, GOOD TIDINGS FOUNDATION, is a 501-(c)-3 children's charity that was founded in 1995 to support arts, education, athletics, and dreams for youth from communities of need in the Greater Bay Area, and

WHEREAS, GOOD TIDINGS FOUNDATION creates original projects and works in partnership with professional sports franchises, businesses and agencies throughout the Bay Area to leverage resources in order to increase access to enriching opportunities by deserving youth. They design, fund and build projects that are maintained and programmed in perpetuity by school districts, recreation departments, or city governments.

WHEREAS, Oakland Municipal Code § 2.04.020 authorizes the City Administrator to award contracts for products up to \$100,000 provided staff complies with the City's advertising and bidding requirements; and

WHEREAS, Oakland Municipal Code § 2.04.040.B.2 requires staff to conduct a competitive process for the purchase of products when the expenditure ranges from \$500 to \$50,000, and this process entails soliciting bids from three or more vendors; and

WHEREAS, Oakland Municipal Code § 2.04.050.1.5 permits the Council to waive such competitive bidding upon a finding that it is in the best interest of the City to do so; and

WHEREAS, staff recommends that the Council waive competitive bidding in this instance because Good Tidings can provide the basketball equipment to complete the project at less than market value; now, therefore, be it

RESOLVED: That the City Council finds and determines that, pursuant to Oakland Municipal Code § 2.04.050.1.5 and for the reasons stated above and in the accompanying report, it is in the best interests of the City to waive the competitive bidding requirements for the purchase of materials for improvements to the basketball courts at dcFremery Park and so waives the requirements; and be it

FURTHER RESOLVED: That the City Administrator or her designee is hereby authorized to complete all required negotiations, certifications, assurances, and documentation required to accept, modify, extend and/or amend the grant award, except for any increase in the contract cost; and be it

FURTHER RESOLVED: That the City Attorney shall review and approve the proposed agreement as to form and legality and copies of this agreement shall be filed with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF and PRESIDENT KERNIGHAN

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

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