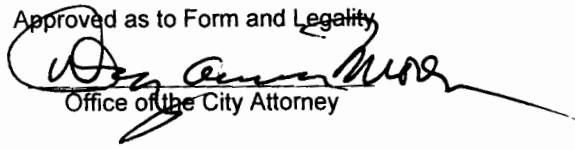


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2010 JUN 10 PM 5:54

Approved as to Form and Legality


Office of the City Attorney

OAKLAND CITY COUNCIL

Resolution No. 82875 C.M.S.

RESOLUTION WAIVING THE REQUEST FOR PROPOSAL/QUALIFICATIONS PROCESS AND AUTHORIZING AN EXTENSION OF THE 2009 AGREEMENT WITH POLSINELLI SHUGART TO SERVE AS THE CITY'S FEDERAL LEGISLATIVE LOBBYIST FOR THE PERIOD OF JANUARY 1, 2010 THROUGH JUNE 30, 2010, AT A COST OF SIXTY THREE THOUSAND DOLLARS (\$63,000) FOR THE SIX MONTH EXTENSION

WHEREAS, the City of Oakland desires to complement its state legislative advocacy efforts in the US House Congress and Executive Branch; and

WHEREAS, the City desires to assemble and organize pertinent information, facts and data relating to legislative matters affecting the City and its interest, and to present and disseminate such information to legislative bodies, executive officials, of the Federal government, and other Federal bodies, commissions, committees and organizations; and

WHEREAS, the services above primarily involve Federal legislative and administrative advocacy and the assistance of individuals in such matters who will best serve the interest of the City; and

WHEREAS, a Request for Proposal/Qualification Process for a Federal lobbyist was conducted in September 2007 and Polsinelli Shugart (formerly Polsinelli, Shalton Flanigan Suelthaus) was the unanimous selection; and

WHEREAS, it is in the City's best interests to retain Polsinelli Shugart as the Federal Legislative Lobbyist for the next eighteen months because Polsinelli Shugart is in the midst of working on critical legislative matters, such as federal stimulus funding, and it is imperative to maintain continuity in lobbyist representation to assure the best possible outcome; and

WHEREAS, staff has determined that Polsinelli Shugart is well qualified to continue providing lobbyist services and the City's interests would be well served by the firm; and

WHEREAS, Polsinelli Shugart shall be paid an amount not to exceed \$63,000 in the period from January 1, 2010 through June 30, 2010; and

WHEREAS, the City Administrator has determined that the services provided by Polsinelli Shugart, are professional, technical and temporary in nature and shall not result in the loss of employment or salary by any person having permanent status in the competitive service.; now, therefore, be it

RESOLVED: That pursuant to the Oakland Municipal Code Title 2, Chapter 2.04, Section 2.94.051.B, the City Council finds and determines that it is in the best interests of the City to waive the Request for Proposal process for the Federal Legislative Lobbyist contract based on the reasons set forth in the City Administrator's report accompanying this resolution, and so waives the requirement; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to extend the agreement with Polsinelli Shugart to serve as the City's Federal Legislative Lobbyist for an additional period from January 1, 2010 through June 30, 2010; and be it

FURTHER RESOLVED: That the City Administrator will return to Council for any further extensions of the contract; and be it

FURTHER RESOLVED: That the agreement with Polsinelli Shugart, shall not exceed sixty three thousand dollars (\$63,000) for the six (6) month extension from January 1, 2010 to June 30, 2010; and be it

FURTHER RESOLVED: That funds are available in the General Purpose Fund (1010), Non-Departmental Citywide Activities Org. (90591), Miscellaneous Contract Services (1010.90591.54919.P49400), Federal Lobbyist Project (P49400); and be it

FURTHER RESOLVED: That said agreement shall be approved as to form and legality by the Office of the City Attorney and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 6 2010

PASSED BY THE FOLLOWING VOTE:

AYES - ~~BROOKS, DE LA FUENTE~~, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, AND PRESIDENT BRUNNER - 6

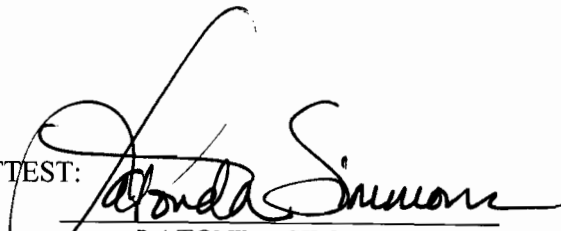
NOES - 0

ABSENT - Brooks - 1

ABSTENTION - 0

Excused - De la Fuente - 1

ATTEST:


LATONDA SIMMONS
City Clerk and Clerk of the Council of
the City of Oakland, California