

 City Attorney

OAKLAND CITY COUNCIL

 RESOLUTION No. 80868 C.M.S.

2007 SEP 13 09:25:52

RESOLUTION WAIVING THE REQUEST FOR PROPOSAL PROCESS FOR PSYCHOLOGICAL COUNSELING SERVICES FOR SWORN MEMBERS OF THE POLICE DEPARTMENT AND THEIR DEPENDENTS, AND AUTHORIZING THE CITY ADMINISTRATOR TO EXTEND THE PROFESSIONAL SERVICES AGREEMENT WITH MANAGED HEALTH NETWORK (MHN) TO PROVIDE THE PSYCHOLOGICAL COUNSELING SERVICES FOR SWORN MEMBERS OF THE POLICE DEPARTMENT AND THEIR DEPENDENTS, FOR THE PERIOD OF JULY 1, 2006 THROUGH DECEMBER 31, 2007, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED FIVE THOUSAND DOLLARS (\$105,000.00) FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED ONE HUNDRED SEVENTY-ONE THOUSAND ONE HUNDRED SEVENTY-FOUR DOLLARS (\$171,174.00)

WHEREAS, Managed Health Network (MHN) has contracted with the City in the past to provide a program of psychological counseling services to sworn members of the Police Department and their dependents; and

WHEREAS, the Memorandum of Understanding (MOU) between the City and OPOA requires the City to contract with Managed Health Network to provide psychological counseling services for sworn members of the Police Department and their dependents unless a meet and confer is first conducted with the Oakland Police Officers Association (OPOA) to change the provider; and ; and

WHEREAS, the City did not conclude the meet and confer with the OPOA on the subject of conducting a competitive process to select a provider for psychological counseling until recently, at which time the parties agreed that the City would no longer be required to meet and confer before conducting an RFP process for psychological counseling services; and

WHEREAS, Managed Health Network provided psychological counseling services through the meet and confer period (June 30, 2006 to June 30, 2007), and its services will be needed until an RFP process can be conducted and a new contract awarded (approximately January 1, 2008); and

WHEREAS, the City Council finds that the services to be provided under the contract extension are of a professional, technical, scientific and temporary nature and that this contract extension shall not result in the loss of employment or salary by any person having permanent status in the competitive service; and

WHEREAS, the Police Department has funding in the amount of \$105,000.00 for said services in its FY07-09 budget appropriation in General Fund (1010), Personnel Division Organization (106210), Miscellaneous Contracts Account (54919), Project (0000000), and Program (PS01); now, therefore be it

RESOLVED: That pursuant to Oakland Municipal Code 2.04.051.B and information set forth in the agenda report accompanying this item, the City Council finds and determines that it is in the City's best interests to waive the competitive request for proposal/qualifications process for psychological counseling services for sworn members of the Police Department and their dependents, for the period of July 1, 2006 through December 31, 2007 and so dispenses the requirement; and

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator, or her designee, to extend the professional services agreement with Managed Health Network (MHN) to continue to provide psychological counseling services for sworn members of the Police Department and their dependents, for the period of July 1, 2006 through December 31, 2007, in an amount not to exceed one hundred seventy-one thousand one hundred seventy-four dollars(\$171,174.00); and be it

FURTHER RESOLVED: That funds are available in the Department's 07-09 budget appropriation and will be drawn from General Fund (1010), Personnel Division Organization (106210), Miscellaneous Contracts Account (54919), Project 0000000, and Program (PS01); and be it

FURTHER RESOLVED: The City-mandated Contract Assessment Fee associated with the \$105,000.00 contractual provision totals \$3,150.00 and shall be drawn from General Fund (1010), Personnel Division Organization (106210), Miscellaneous Contract Services Account (54919), Project (0000000), Program (PS01); and be it

FURTHER RESOLVED: That the City Administrator or her designee is authorized to complete all required negotiations, certifications, assurances, and documentation required to accept, modify, extend and/or amend this agreement for services, except for any increase in the contract amount without returning to the City Council; and be it

FURTHER RESOLVED: That the City Attorney shall review and approve said extended agreement with Managed Health Network, 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.

IN COUNCIL, OAKLAND, CALIFORNIA, OCT 2 2007 , 20

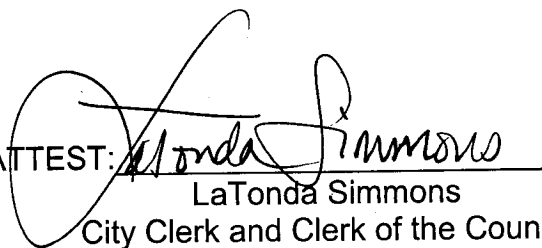
PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and
PRESIDENT DE LA FUENTE - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

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