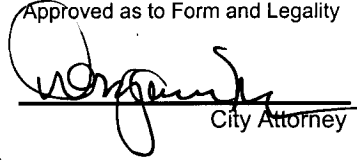


# OAKLAND CITY COUNCIL

  
City Attorney

OFFICE OF THE CITY CLERK  
2007 NOV 20 PM 3:35

RESOLUTION No. 80999 C.M.S.

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

**RESOLUTION WAIVING THE COMPETITIVE REQUEST FOR PROPOSAL/QUALIFICATIONS (RFP/Q) PROCESS AND AUTHORIZING THE CITY ADMINISTRATOR: 1) TO EXTEND THE EXISTING AGREEMENT WITH TOWNSEND PUBLIC AFFAIRS, INC., THE CITY'S STATE LEGISLATIVE REPRESENTATIVE, TO JUNE 30, 2008, 2) TO, THEREAFTER, CONTINUE THE AGREEMENT ON A MONTH-TO-MONTH BASIS UNTIL OCTOBER 31, 2008, AT THE CITY'S DISCRETION, AND 3) TO INCREASE THE AGREEMENT UP TO AN AMOUNT NOT-TO-EXCEED ONE HUNDRED TWENTY FIVE THOUSAND DOLLARS (\$125,000.00), AS NEEDED, FOR A TOTAL AGREEMENT AMOUNT NOT-TO-EXCEED THREE HUNDRED TWENTY FIVE THOUSAND DOLLARS (\$325,000.00)**

**WHEREAS**, the City of Oakland desires to complement its legislative advocacy efforts in the State of California Legislature; and

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

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

**WHEREAS**, the City entered into a Agreement with Townsend Public Affairs, Inc. on October 15, 2005, for state lobbyist services, and the agreement was subsequently extended to obtain lobbyist services for the 2007 state legislative session; and

**WHEREAS**, a Request for Proposals/Qualifications Process for a state lobbyist will be conducted over the next six (6) months; and

**WHEREAS**, it is in the City's best interests to waive the request for proposals/qualifications process and retain Townsend Public Affairs, Inc. in order to provide continuous legislative advocacy until such time as the Request For Proposal is done and a new contact is awarded; and

**WHEREAS**, services of Townsend Public Affairs, Inc. through June 30, 2008 will cost eighty five thousand dollars (\$85,000.00) and services, thereafter, will be charged at ten thousand dollars (\$10,000) for each month-to-month extension up to forty thousand dollars (\$40,000), which will bring Townsend's total Agreement amount to three hundred twenty five thousand dollars (\$325,000.00); and

**WHEREAS**, the City Administrator has determined that the agreement authorized hereunder is of a professional, scientific or technical and temporary 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 Oakland Municipal Code Section 2.04.051.B and the information set forth in the City Administrator's report accompanying this item, the City Council hereby finds and determines that it is in the City's best interests to waive the request for proposal/qualifications process for 2008 state lobbyist services and so waives the requirements; and be it

**FURTHER RESOLVED:** That the City Administrator is hereby authorized to extend the existing Agreement with Townsend Public Affairs, Inc., dated October 15, 2005, to serve as the City's State Legislative Representative for the 2008 State Legislative Session until June 30, 2008; and be it

**FURTHER RESOLVED:** That the City Administrator is further authorized to continue the agreement with Townsend Public Affairs, Inc. for a period of four (4) months on a month-to-month basis, at the City's discretion, until October 31, 2008; and be it

**FURTHER RESOLVED:** That the City Administrator is authorized to increase the agreement with Townsend Public Affairs, Inc., as needed, up to an additional amount not-to-exceed one hundred twenty five thousand dollars (\$125,000.00) to pay for state lobbyist services through October 31, 2008, as needed, for a total agreement not-to-exceed three hundred twenty five thousand dollars (\$325,000.00); and be it

**FURTHER RESOLVED:** That said agreement shall be approved for 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, DEC 18 2007, 20    

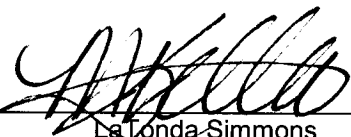
**PASSED BY THE FOLLOWING VOTE:**

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