

2013 MAY 16 PM 3:58 RESOLUTION No. 84426 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A THREE-YEAR AGREEMENT WITH CIVICORPS SCHOOLS FOR AN AMOUNT NOT-TO-EXCEED TWO HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$225,000) TO PROVIDE RECYCLING AND RELATED SERVICES AND WAIVING THE ADVERTISING AND COMPETITIVE REQUEST FOR PROPOSAL/QUALIFICATION REQUIREMENTS

WHEREAS, the City desires to enter into an agreement with Civicorps Schools for recycling and related services including: (1) provide interns to assist with the City's Recycling Hotline and public information and outreach; (2) support used oil recycling activities; (3) provide recycling collection services to six large City facilities; (4) provide multi-family residential recycling support services; (5) perform bicycle locker cleaning services; and (6) perform additional related work to further the City's Zero Waste Goal; and

WHEREAS, the activities included in the agreement with Civicorps Schools will be funded by a combination of sources including the Recycling Program Fund 1710, Alameda County Source Reduction & Recycling Fund 2175, grants from CalRecycle, and the Measure B Bicycle/Pedestrian Pass Thru Fund 2212; and

WHEREAS, Section 2.04.040 B 5 and 2.04.051 A, respectively of the Oakland Municipal Code (the "OMC") require the City to conduct a formal advertising and competitive Request For Qualifications/Proposals ("RFQ/RFP") selection process for professional services agreements over \$25,000.00; and

WHEREAS, Section 2.04.051 B of the OMC authorizes the City Council to waive the advertising and competitive RFQ/RFP selection requirement if it finds that it is in the City's best interests to do so; and

WHEREAS, staff recommends that it is in the City's best interests for the City Council to waive the advertising and competitive RFQ/RFP process for this contract because as the only local conservation corps in Oakland Civicorps Schools is uniquely qualified to provide this group of services, which is supported by state grants and includes job training, education, and development programs for at-risk youth in service learning projects in addition to recycling services; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that this agreement 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: pursuant to OMC Section 2.04.051 B, the City Council hereby finds and determines that it is in the best interests of the City to waive the advertising and competitive RFQ/RFP selection requirement of the OMC based on the reasons set forth in this Resolution and the Report accompanying this Resolution; and be it

FURTHER RESOLVED: That the City Council hereby awards, and the City Administrator is hereby authorized to enter into a three-year agreement for a total amount not-to-exceed two hundred twenty-five thousand dollars (\$225,000) with Civicorps Schools to provide recycling and related services; and, be it

FURTHER RESOLVED: That the City Administrator or his/her designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement with the exception of those related to an increase in compensation or the allocation of additional funds provided that such amendments or extensions shall be reviewed by the City Attorney and filed with the City Clerk's Office; and be it

FURTHER RESOLVED: That a copy of the agreement will be on file in the City Clerk's Office and will be approved by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 4 2013

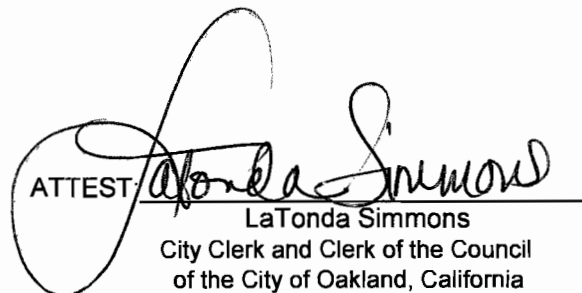
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF and PRESIDENT KERNIGHAN - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

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