

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

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Approved as to Form and Legality

  
City Attorney's Office

## OAKLAND CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_ C.M.S.

AS AMENDED BY THE PUBLIC SAFETY COMMITTEE ON JANUARY 14, 2020

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**RESOLUTION: 1) AUTHORIZING THE CITY ADMINISTRATOR OR DESIGNEE TO ENTER INTO A CONTRACT WITH MANAGED HEALTH NETWORK (MHN) TO CONTINUE PROVIDING PSYCHOLOGICAL SUBSTANCE ABUSE COUNSELING SERVICES FOR SWORN MEMBERS OF THE POLICE DEPARTMENT AND THEIR DEPENDENTS, IN THE AMOUNT OF ONE HUNDRED EIGHTY FIVE THOUSAND (\$185,000) PER YEAR, FOR THE PERIOD OF JULY 1, 2019 TO JUNE 30, 2022, FOR A CONTRACT OF FIVE HUNDRED FIFTY FIVE THOUSAND DOLLARS (\$555,000), WITH A CONTRACT RENEWAL OPTION OF ONE HUNDRED EIGHTY FIVE THOUSAND DOLLARS (\$185,000) PER YEAR FOR AN ADDITIONAL TWO YEARS, FOR A TOTAL CONTACT AMOUNT NOT TO EXCEED NINE HUNDRED TWENTY FIVE THOUSAND DOLLARS (\$925,000); AND 2) WAIVING THE CITY'S COMPETITIVE ADVERTISING AND BIDDING REQUIREMENTS**

**WHEREAS**, law enforcement personnel face challenging work conditions that can become incredibly stressful when intense and traumatic encounters occur; and these conditions can intensify an already arduous and hazardous work environment for personnel as well as for their family; and

**WHEREAS**, stress and trauma experienced in the line of duty can have negative impacts on officers' health and well-being; therefore, counseling support is imperative to help officers maintain psychological well-being so as to be prepared to perform their duties efficiently, and for their family who play a vital role in an officer's wellbeing; and

**WHEREAS**, MHN has provided a program of counseling services to the members of the Oakland Police Officers' Association (OPOA) and their dependents since July 1982, in accordance with the contractual provisions of the Memorandum of Understanding (MOU) between the City and OPOA, and continues to be a leader in providing such services to law enforcement agencies in the Bay Area; and

**WHEREAS**, the MOU between the City and OPOA requires the City to continue to pay for the annual cost of providing psychological counseling services to its members and/or dependents; and

**WHEREAS**, the City Council adopted Resolution No.78180 C.M.S. on November 4, 2003 authorizing a professional services agreement with MHN in an amount not to exceed \$94,552 for the period of July 1, 2003 to June 30, 2005; and

**WHEREAS**, the City Council adopted Resolution No. 79189 C.M.S. on May 3, 2005, which authorized a professional services agreement with MHN, in an amount not to exceed \$52,940 for the period of July 1, 2004 to June 30, 2005; and

**WHEREAS**, the City Council adopted Resolution No. 79593 C.M.S. on November 15, 2005, which authorized a professional services agreement with MHN, in an amount not to exceed \$66,173.28 for the period of July 1, 2005 to June 30, 2006; and

**WHEREAS**, the City Council adopted Resolution No. 80868 C.M.S. on October 2, 2007, which authorized a professional services agreement with MHN, in an amount not to exceed \$105,000 for the period of July 1, 2006 to June 30, 2007; and

**WHEREAS**, the City Council adopted Resolution 82077 C.M.S. authorizing the City Administrator to exercise the option to extend the contract with MHN for the period of July 1,2009 to December 31, 2010, in an amount of \$105,000; and

**WHEREAS**, the City Council adopted Resolution No. 83362 C.M.S. on May 17, 2011, which authorized a professional services agreement with MHN, in an amount not to exceed \$105,000 for the period of May 1, 2011 to November 30, 2012; and

**WHEREAS**, the City Council adopted Resolution No. 84152 C.M.S. on December 18, 2012, which authorized a professional services agreement with MHN, in an amount not to exceed \$100,000 for the period of December 1, 2012 to June 30, 2014; and

**WHEREAS**, the City Council adopted Resolution No. 85141 C.M.S. on July 29, 2014, authorizing a contract with MHN for counseling services, from July 1, 2014 to June 30, 2017, for: 1) a psychological counseling services contract in an amount not to exceed \$315,000, with an option to extend for an additional two years, for a total contract amount of \$525,000; and 2) a substance abuse counseling contract for January 1, 2015 to June 30,2017, for an amount not to exceed \$210,00, with an option to extend for an additional two years, in amount of \$84,000 per year, for a total contract amount of \$378,000; and an overall total contract amount of \$903,000; and

**WHEREAS**, the City issued a new request for proposal (RFP) for "Employee Assistance Program and Substance Abuse Benefit for Oakland Police Department" in June 2019, due August 9, 2019, and upon conclusion, MHN was the only responder; MHN therefore was selected for a new provider contract with OPD; and

**WHEREAS**, OPD has a signed CAO waiver, which grants spending authority through September 30, 2019, which was brought forward in order to not have a lapse in EAP services; and

**WHEREAS**, the Police Department has funding in the amount of \$185,000 per year for said services in its Fiscal Year 2019-21 budget appropriation in General Fund (1010), Personnel Section Organization (106210), Miscellaneous Contracts Account (54919), Project (0000000), and Program (PSOI); and

**WHEREAS**, the City Council finds that authorizing the City Administrator to enter into this contract shall not result in the loss of employment or salary by any person having permanent status in the competitive services; and

**RESOLVED:** That the City Council hereby authorizes the City Administrator, or designee, to enter into a professional services agreement with Managed Health Network (MHN) to continue providing psychological counseling services for sworn members of the Police Department and their dependents, in an amount of one hundred eighty five thousand dollars (\$185,000) per year, for the period of July 1, 2019 to June 30, 2022, for a total contract of five hundred fifty five thousand dollars (\$555,000), with a contract renewal option of one hundred eighty five thousand dollars (\$185,000) per year for an additional two years with City Council approval, for a total contact amount not to exceed nine hundred twenty five thousand dollars (\$925,000); and be it

**FURTHER RESOLVED:** That in accordance with Article IV, Section 401(6) of the City Charter, the agreements authorized by this resolution shall be approved by the City Attorney's Office as to form and legality before execution, and a copy of the fully executed agreements shall be placed on file with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES – BAS, GALLO, GIBSON MCELHANEY, KALB, REID, TAYLOR, THAO, AND PRESIDENT KAPLAN

NOES –

ABSENT –

ABSTENTION –

ATTEST: \_\_\_\_\_

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