

  
City Attorney's Office  
For Amber Macaulay

# OAKLAND CITY COUNCIL

RESOLUTION No. \_\_\_\_\_ C.M.S.

**RESOLUTION AWARDING A CONTRACT TO MACIAS GINI & O'CONNELL, LLP TO PROVIDE PROFESSIONAL AUDITING SERVICES FOR FISCAL YEARS ENDING JUNE 30, 2020 AND JUNE 30, 2021 IN AN AMOUNT NOT TO EXCEED \$1,340,850 (OF WHICH \$1,292,950 WILL BE FUNDED BY THE CITY OF OAKLAND AND \$47,900 WILL BE FUNDED BY THE OAKLAND REDEVELOPMENT SUCCESSOR AGENCY), WITH THREE POSSIBLE ONE-YEAR EXTENSIONS FOR AUDIT SERVICES FOR FISCAL YEARS ENDING JUNE 30, 2022, JUNE 30, 2023, AND JUNE 30, 2024 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$3,506,953, CONTINGENT ON AVAILABLE FUNDING**

**WHEREAS**, Section 809 of the Charter of the City of Oakland requires an annual audit by an independent certified public accountant who shall examine and report to the City Council on the annual financial statements of the City; and

**WHEREAS**, in January 2020, the City and the Port advertised and issued a Request For Proposal (RFP) for As-Needed Professional Auditing Services for Fiscal Years ending June 30, 2020 through June 30, 2022, with two (2) one (1) year options to extend the contract through June 30, 2023 and June 30, 2024; and

**WHEREAS**, in February 2020, the City and the Port received and opened a single proposal in response to the RFP for As-Needed Professional Auditing Services; and

**WHEREAS**, the City and the Port reviewed the proposal and determined that Macias, Gini & O'Connell, LLP (MGO) met all requirements of the RFP for As-Needed Professional Auditing Services, and met the needs of both the City and the Port; and

**WHEREAS**, MGO has extensive experience and knowledge of the City's financial systems, financial statements, the Comprehensive Annual Financial Report (CAFR), the Oakland Redevelopment Successor Agency, the Police and Fire Retirement System, the City's Measure Z Public Safety and Services Violence Prevention Act of 2014, the Measure C – Transient Occupancy Tax Surcharge Compliance Audit, the Gann Appropriation Limit, and the Single Audit Report for Federal Awards; and

**WHEREAS**, funds are available in the City's existing fiscal year 2019-21 Adopted Policy Budget and will be requested in future budgets in the amount of \$1,083,900 from General Purpose Fund (1010), \$95,200 from Police & Fire Retirement System Fund (7100), \$55,600 from Measure Z Fund (2252), \$11,650 from Measure C Transient Occupancy Tax Fund (2419); \$11,650 from Measure B Pass-Thru Fund (2212); \$11,650 from Measure BB Fund (2216), \$11,650 from Measure F Vehicle Registration Fee Fund

(2215), \$11,650 from Measure B Local Streets and Roads Fund (2211), and \$47,900 from Oakland Redevelopment Successor Agency Funds; and

**WHEREAS**, the City Administrator has determined that this contract is professional and temporary in nature and shall not result in the loss of salary or employment by any person having permanent status in the competitive civil service; and

**WHEREAS**, it is the desire of the City Council to engage the services of the firm Macias, Gini & O'Connell, LLP; now therefore be it

**RESOLVED**: That the City Administrator is hereby authorized to award a contract to Macias Gini & O'Connell, LLP in an amount not to exceed \$1,340,850, of which \$1,292,950 will be funded by the City and \$47,900 will be funded by the Oakland Redevelopment Successor Agency, for professional auditing services for the fiscal years ending June 30, 2020 and June 30, 2021; and be it

**FURTHER RESOLVED**: That, contingent on available funding in the budget, the City Administrator is authorized to award three one-year extensions at the City's discretion for the fiscal years ending June 30, 2022, June 30, 2023 and June 30, 2024 in amounts not to exceed \$700,800 for the fiscal year ending June 30, 2022 (of which \$675,750 will be funded by the City and \$25,050 will be funded by the Oakland Redevelopment Successor Agency), \$721,824 for the fiscal year ending June 30, 2023 (of which \$696,022 will be funded by the City and \$25,802 will be funded by the Oakland Redevelopment Successor Agency), and \$743,479 for the fiscal year ending June 30, 2024 (of which \$716,903 will be funded by the City and \$26,576 will be funded by the Oakland Redevelopment Successor Agency); and be it

**FURTHER RESOLVED**: That based on information provided by the City Administrator, the Council finds that this contract is of a professional and temporary nature and shall not result in the loss of employment or salary by any person having permanent status in the competitive civil service; and be it

**FURTHER RESOLVED**: That the contract shall be approved for form and legality by the City Attorney and copies of said agreement shall be filed with the City Clerk's Office.

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IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO 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