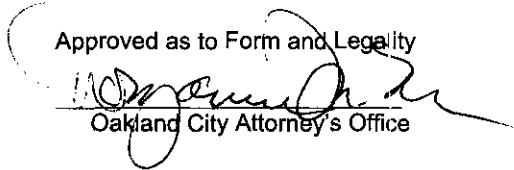


2006 MAY 11 PM 12:14

Approved as to Form and Legality

  
Oakland City Attorney's Office

## OAKLAND CITY COUNCIL

Resolution No. 79943 C.M.S.

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**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR EXECUTE A TWO YEAR AGREEMENT WITH YOUTH EMPLOYMENT PARTNERSHIP, INC. (YEP) TO IMPLEMENT THE TEAM OAKLAND PROGRAM AND FOR CITY BEAUTIFICATION SERVICES IN AN AMOUNT NOT TO EXCEED \$498,000.00, OR \$249,000.00 IN EACH YEAR OF THE AGREEMENT**

**WHEREAS**, the Team Oakland Program is a citywide employment and environmental education opportunity program that provides for the training and education of youth and beautification services for the City that is managed by the Public Works Agency; and

**WHEREAS**, Proposals to implement the program were solicited from over 40 business and trade organizations and Youth Employment Partnership, Inc. submitted the only response; and

**WHEREAS**, for the reasons stated in the City Administrator's report accompanying this legislation, Youth Employment Partnership, Inc. is well qualified for the work; and

**WHEREAS**, teams of youth will work on a variety of environmental projects, including urban gardening and landscaping, creek restoration, litter and graffiti abatement and removal, murals and other environmental projects; and

**WHEREAS**, the Office of Contract Compliance has determined that youth workers of YEP Inc. are exempt from the Living Wage Ordinance under Oakland Municipal Code Section 2.28.090 because they are trainees; and

**WHEREAS**, the YEP Inc. meets the Local Business Enterprise (LBE) requirements and complies with the Equal Benefits Ordinance (EBO); and

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

**WHEREAS**, the total Team Oakland program is funded from residential and commercial garbage fees collected through the Comprehensive Clean-up Fund 1720, Organization 30674 (Illegal Dumping Unit), Cost Center NB35, Project P35510; and

**WHEREAS**, the agreement will be for a two – year period; now, therefore be it

**RESOLVED:** That the City Administrator is hereby authorized to negotiate and enter into a two-year agreement with the Youth Employment Partnership, Inc. for implementation of the Team Oakland Program and beautification services for the City in an amount not to exceed four hundred ninety eight thousand dollars and no cents (\$498,000.00) or two hundred forty nine thousand dollars and no cents (\$249,000.00) in each year of the agreement; and, be it

**FURTHER RESOLVED:** That the City Administrator is hereby authorized to approve any subsequent amendments to, or extensions of, said agreements except for those involving an increase in contract price; and, be it

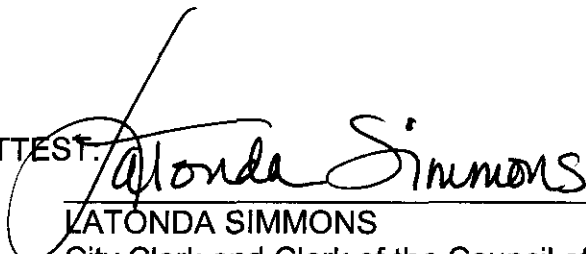
**FURTHER RESOLVED:** That the agreement and amendments or extensions are subject to the review and approval of the City Attorney and shall be placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, **MAY 30 2006**

PASSED BY THE FOLLOWING VOTE:

AYES - BRUNNER, KERNIGHAN, NADEL, QUAN, BROOKS, REID,  
CHANG, 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