



City Attorney

OAKLAND CITY COUNCIL

RESOLUTION NO. ~~78917~~ **78917** C.M.S

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH GIBSON AND ASSOCIATES FOR THE PERIOD OF NOVEMBER 17, 2004 THROUGH NOVEMBER 16, 2005, IN AN AMOUNT NOT TO EXCEED \$124,778 FOR PROFESSIONAL SERVICES TO DEVELOP THE OAKLAND FUND FOR CHILDREN AND YOUTH THIRD STRATEGIC PLAN (2006-2010)

WHEREAS, the Measure K/Kids First! Initiative amended the City Charter and established the Oakland Fund for Children and Youth (hereafter known as "OFCY") to provide two and one half percent of the City's unrestricted general fund revenues to support direct services for children and youth; and

WHEREAS, the Charter Amendment stipulates that the Planning and Oversight Committee ("POC") submit to the City Council for its adoption three Four-Year Strategic Plans and their corresponding program funding recommendations, with the first Plan submitted by October 1, 1997, the second Plan submitted by October 1, 2001, and the third Plan submitted by October 1, 2005; and

WHEREAS, the City released a Request for Proposals to secure a consultant to conduct a public strategic planning process and develop a strategic plan; and

WHEREAS, the City and the POC received nine (9) proposals, and conducted a proposal review and selection process to identify one contractor to provide strategic planning services; and

WHEREAS, the POC recommended the firm Gibson and Associates ("G & A") as the strategic planning contractor for OFCY for the period November 17, 2004 through November 16, 2005 based on the POC's determination that G&A is the most qualified firm to successfully complete the Strategic Plan; and

WHEREAS, the City wishes to enter an agreement for professional services with Gibson and Associates to develop the 2006-2010 Oakland Fund for Children and Youth Strategic Plan in an amount not to exceed \$124,778; and

WHEREAS, the City Council finds that the service is of a professional or technical nature and is temporary in nature; and

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

WHEREAS, the amount of \$124,778 is available for professional services to OFCY in the Kids First! Fund (Fund 1780, Organization 78251 and 90521, Project P157620); and

WHEREAS, professional services contracts are subject to the City of Oakland's three percent contract compliance fee, which amounts to \$3,743; and

WHEREAS, OFCY contracts have not been paying the contract compliance fee, but all such waivers of the contract compliance fee are currently under review; and

WHEREAS, not imposing the contract compliance assessment fee would increase the existing negative balance in the Contract Compliance Assessment Fund (1790); now, therefore be it

RESOLVED: That the funds will be made available for strategic planning of the Oakland Fund for Children and Youth, and, be it further

RESOLVED: That the City Administrator or her designee is hereby authorized to negotiate and execute a contract in an amount not to exceed \$124,778 with Gibson and Associates to develop the OFCY Strategic Plan for 2006-2010; and, be it further

RESOLVED: That the City Council does hereby waive the three percent contract compliance fee for the G&A contract; and, be it further

RESOLVED: That the City Administrator is hereby authorized to conduct all negotiations, execute and submit all documents, including but not limited to applications, agreements, amendments, modifications, payment requests and related actions which may be necessary in accordance with this Resolution and its basic purpose, at no additional contract costs; and, be it further

RESOLVED: That said agreements shall be approved as to form and legality by the Office of the City Attorney and placed on file in the Office of the City Clerk.

NOV 16 2004

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:


AYES- ~~BROOKS~~, BRUNNER, CHANG, NADEL, QUAN, REID, WAN and PRESIDENT DE LA FUENTE -7

NOES- 0

ABSENT- 0

ABSTENTION- 0

Excused- Brooks-1

ATTEST: 
CEDA FLOYD
City Clerk and Clerk of the Council
of the City of Oakland, California