


FILED  
OFFICE OF THE CITY CLERK

2018 JAN -3 AM 11:16

Revised City Council 12/18/2017

Approved as to Form and Legality:



Deputy City Attorney

## OAKLAND CITY COUNCIL

RESOLUTION No. 87021 C.M.S.

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**A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO: 1) WAIVE THE ADVERTISING, COMPETITIVE BID, AND REQUEST FOR PROPOSALS/QUALIFICATIONS PROCESS; AND 2) AMEND THE CONTRACT WITH URBAN STRATEGIES COUNCIL TO ACT AS THE FISCAL AGENT FOR THE WEST OAKLAND JOB RESOURCE CENTER (WOJRC) TO INCREASE THE CONTRACT AMOUNT FROM \$240,782 TO \$260,065 (PREVIOUSLY AMENDED BY RESOLUTION NOS. 85251 C.M.S., 85661 C.M.S., 86240 C.M.S., AND 86760 C.M.S.) AND TO EXTEND THE TERMINATION DATE TO JUNE 30, 2018**

**WHEREAS**, in July 2012, the City Council approved Ordinance No.13131 C.M.S. which authorized a Lease Development and Disposition Agreement (“LDDA”) for the Oakland Army Base Development Project which included a set of Community Jobs Policies, a Cooperation Agreement between the City and community groups, and a Billboard Franchise and Lease Agreement; and

**WHEREAS**, the Community Jobs Policies set targets for the employment of Oakland residents and disadvantaged workers on both the construction and operations phases of the Oakland Army Base Development Project; and

**WHEREAS**, the Cooperation Agreement specified that the City will, with the assistance of community partners, take steps to establish a West Oakland Job Resource Center (“WOJRC”) to assist job-seekers, employers and contractors in meeting the hiring targets of the Community Jobs Policies; and

**WHEREAS**, in December 2012, Council approved Resolution 84164 C.M.S. which approved in concept the use of billboard revenue to support the WOJRC and other community benefits-related uses, including staff; and

**WHEREAS**, billboards are currently permitted and revenue is being realized; and

**WHEREAS**, the City Proposed Policy Budget for FY 2017-19 includes an allocation of \$355,237 per fiscal year for the WOJRC; and

**WHEREAS**, Resolution No. 85251 C.M.S., adopted on November 5, 2014, authorized an amendment to an existing \$50,000 contract with Urban Strategies Council to act as fiscal agent and employer of record for the WOJRC through November 20, 2014, to increase the contract amount to \$105,000 and extend the contract date to June 30, 2015; and

**WHEREAS**, Resolution No. 85661 C.M.S., adopted on June 17, 2015, authorized an amendment to the contract with Urban Strategies Council to increase the contract amount to \$155,000 and to extend the contract date to June 30, 2016; and

**WHEREAS**, Resolution No. 86240 C.M.S., adopted on June 21, 2016, authorized an amendment to the contract with Urban Strategies Council to increase the contract amount to \$212,936 and to extend the contract date to June 30, 2017; and

**WHEREAS**, Resolution No. 86760 C.M.S., adopted on June 6, 2017, authorized an amendment to the contract with Urban Strategies Council to increase the contract amount to \$240,782 and to extend the contract date to December 31, 2017; and

**WHEREAS**, the Urban Strategies Council has performed well and assisted the WOJRC with administrative and IT support; and

**WHEREAS**, City staff and Urban Strategies Council have established a nonprofit organization, West Oakland Job Resource Center, Inc. (the "WOJRC Corporation"), to run the WOJRC, and have filed for recognition of the WOJRC Corporation's 501(c)(3) tax-exempt status; and

**WHEREAS**, the bylaws of the WOJRC Corporation provide that the board of directors shall consist of four City of Oakland staffpersons appointed by the City Administrator, two community members nominated by the Community Jobs Oversight Commission and appointed by the City Administrator, and the WOJRC Executive Director; and

**WHEREAS**, a primary purpose of the WOJRC is to support the job creation and workforce development policies of the City of Oakland; and

**WHEREAS**, Oakland Municipal Code Section 2.04.051.B authorizes the City Council to dispense with the City's standard request for proposals/qualifications process for award of professional services contracts upon a finding that it is in the City's best interest to do so; now therefore, be it

**RESOLVED:** That the City Council hereby authorizes the City Administrator to negotiate and enter into an amendment to the contract with Urban Strategies Council to act as fiscal agent and employer of record for the WOJRC to increase the contract amount from \$240,782 to \$260,065, subject to the availability of funds, and to extend the contract termination date until June 30, 2018; and be it

**FURTHER RESOLVED:** That the contract amendment would also allow for up to \$98,299 in pass-through costs for WOJRC operational and direct service expenditures through June 30, 2018.

**FURTHER RESOLVED:** That the City Council hereby finds that a waiver of the advertising, bidding and request for proposals/qualifications process is in the best interests of the City in order to prevent a break in service to the WOJRC while the City and the WOJRC complete the transitioning of the WOJRC into a 501(c)(3) tax-exempt nonprofit organization and for the reasons set forth herein and in the staff report accompanying this Resolution, and hereby waives this requirement; and be it

**FURTHER RESOLVED:** That funding for this contract has been requested in the City's FY 2017-2019 Budget in Oakland Reuse Authority Lease and Utility Program Fund (5671); and be it

**FURTHER RESOLVED:** That the City Administrator and his/her designees are hereby authorized to take whatever action is necessary with respect to said contracts and any ancillary documents as are consistent with this Resolution and its basic purposes.

IN COUNCIL, OAKLAND, CALIFORNIA, DEC 18 2017, 20    

**PASSED BY THE FOLLOWING VOTE:**

AYES - ~~Brooks~~, CAMPBELL-WASHINGTON, GALLO, GIBSON McELHANEY, GUILLEN, KALB, KAPLAN, and PRESIDENT REID - 7

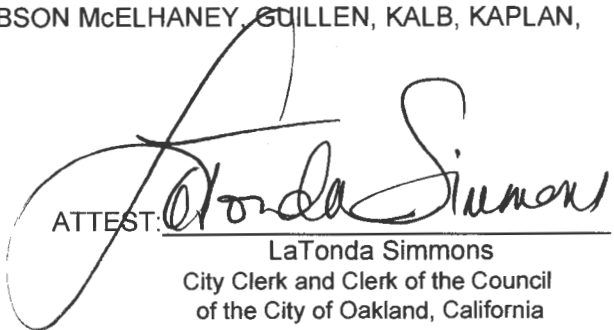
NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Brooks

ATTEST:



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