

OAKLAND CITY COUNCIL

Rocco Gierro
City Attorney

OFFICE OF THE CITY CLERK
2009 MAY 27 11:53

RESOLUTION No. 81221 C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, ON BEHALF OF THE CITY OF OAKLAND, TO ACCEPT AND APPROPRIATE GRANT FUNDS IN AN AMOUNT NOT TO EXCEED TWO HUNDRED TWENTY-ONE THOUSAND ONE HUNDRED FORTY-SEVEN DOLLARS (\$221,147) FROM THE STATE OF CALIFORNIA, OFFICE OF TRAFFIC SAFETY, FOR THE FISCAL YEAR 2009 IMPLEMENTATION OF THE VEHICLE OCCUPANCY PROTECTION AND BICYCLE TRAFFIC SAFETY PROGRAM, AND AUTHORIZING A WAIVER OF THE COMPETITIVE REQUEST FOR PROPOSAL/QUALIFICATION PROCESS AND AUTHORIZING THE CITY ADMINISTRATOR, ON BEHALF OF THE CITY OF OAKLAND, TO ENTER INTO PROFESSIONAL SERVICE AGREEMENTS WITH THE OAKLAND POLICE ACTIVITIES LEAGUE IN AN AMOUNT NOT TO EXCEED TWENTY THOUSAND DOLLARS (\$20,000), AND WITH THE COMMUNITY HEALTH ACADEMY IN AN AMOUNT NOT TO EXCEED FIFTEEN THOUSAND DOLLARS (\$15,000), AND WITH THE EAST BAY COMMUNITY RECOVERY PROJECT IN AN AMOUNT NOT TO EXCEED FIFTEEN THOUSAND DOLLARS (\$15,000) FOR SERVICES ASSOCIATED WITH THE INITIATIVE, AND APPROPRIATE SAID FUNDS TO THE POLICE DEPARTMENT

WHEREAS, it is anticipated that the Police Department shall be awarded grant funds in an amount not to exceed \$221,147 from the State of California, Office of Traffic Safety for the grant period October 1, 2008 to September 30, 2009 implementation of the Vehicle Occupancy Protection and Bicycle Traffic Safety program; and

WHEREAS, the Vehicle Occupancy Protection and Bicycle Traffic Safety program is geared toward focusing public attention on seatbelt and bicycle safety information; and

WHEREAS, the Police Department requests a waiver of the competitive request for proposal/ qualifications process to facilitate entering into professional services agreements with the Oakland Police Activities League in an amount not to exceed \$20,000, the Community Health Academy in an amount not to exceed \$15,000, and the East Bay Community Recovery Project in an amount not to exceed \$15,000 for the enactment of services associated with the initiative; and

WHEREAS, the City Council finds that the services provided pursuant to said agreements with the Oakland Police Activities, the Community Health Academy, and the East Bay Community Recovery Project are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that said agreements shall not result in a loss of employment or salary by any person having permanent status in the competitive service; and

WHEREAS, the grant does not allow for any indirect costs (Central Services Overhead) charges in the amount of \$13,053 (based on a calculation rate of 17.77% for salary and wages of \$73,457), and the Department has requested a waiver of said charges; now, therefore be it

RESOLVED: That the City Council hereby authorizes the City Administrator or her designee to accept and appropriate grant funds in an amount not to exceed \$221,147 for the grant period October 1, 2008 to September 30, 2009, from the State of California, Office of Traffic Safety and to increase revenues and appropriate said budget to the Police Department; and be it

FURTHER RESOLVED: That the grant monies shall be maintained in the State of California Grant Fund: 2999, Traffic Administration Division Org.: 107510; Traffic Program: PS14, in a Project be determined; and be it

FURTHER RESOLVED: That pursuant to Oakland Municipal Code section 2.04.051.B, the City Council hereby finds and determines that it is in the best interests of the City to waive the competitive request for proposal/ qualifications process for the proposed agreements between the Police Department and the Oakland Police Activities League, the Community Health Academy, and the East Bay Community Recovery Project, relative to the delivery of vehicle occupancy and bicycle safety services, and authorizes the City Administrator, or her designee, to enter into said agreements; and, be it

FURTHER RESOLVED: That the City Central Services Overhead costs of \$13,053 (17.77%) are hereby waived; and be it

FURTHER RESOLVED: That the City-mandated contract assessment fee in the amount of \$1,500 will be charged to the grant and drawn from the account referenced above; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator as agent of the City, to conduct all negotiations and related actions and to sign all applications and agreements that may be necessary for the completion of the aforementioned grant; and be it.

FURTHER RESOLVED: That the City Attorney shall review and approve said agreements as to form and legality and copies of said agreements shall be filed with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, APR 15 2008, 20

PASSED BY THE FOLLOWING VOTE:

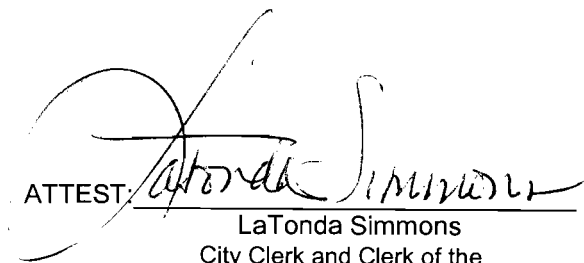
AYES- BROOKS, BRUNNER, CHANG, ~~KERNIGHAN~~, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE ~ 7

NOES- 0

ABSENT- 0

ABSTENTION- 0

Excused- Kernighan - 1

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