

 City Attorney

 FILED
 OFFICE OF THE CITY CLERK
 OAKLAND

2008 DEC -4 PM 6:15

OAKLAND CITY COUNCILRESOLUTION No. 81702 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A TWO YEAR PROFESSIONAL SERVICES AGREEMENT, WITH TWO ONE-YEAR OPTIONS FOR RENEWAL, WITH CIVICORPS SCHOOLS FOR IMPLEMENTATION OF THE EXCESS LITTER FEE PROGRAM IN AN AMOUNT NOT TO EXCEED \$400,000.00 EACH YEAR

WHEREAS, on February 21, 2006, the City Council adopted Ordinance No. 12727 C.M.S. establishing the Excess Litter Fee Program; and

WHEREAS, a Request for Proposals for continued implementation of the Excess Litter Fee Program was issued on July 22, 2008 with seven proposals received on September 8, 2008; and

WHEREAS, staff evaluated all proposals received and selected Civicorps Schools as the most qualified to provide this service to the City; and

WHEREAS, the City Council finds and determines that this contract is professional, scientific or technical and temporary in nature, and 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 Excess Litter Fee Program is funded from revenues collected from the Excess Litter Fee which are deposited to the Excess Litter fee Fund (fund 2417); now, therefore be it

RESOLVED: That the City Administrator is authorized to execute an agreement, subject to the review and approval of the City Attorney, with Civicorps Schools for implementation of the Excess Litter Fee Program for a two year period with an option to renew for two additional one-year periods in an amount not to exceed four hundred thousand dollars (\$400,000.00) each year; and be it

FURTHER RESOLVED: That the contractor is responsible for the removal of litter from sidewalks, gutters, storm drains and tree wells on a year-round basis, with litter collected from the designated areas a minimum of two times per week, with litter being collected three times per week if a) the City Administrator, after consultation with the relevant Councilmember, opts to decrease the number of blocks in a particular district or b) the City Administrator determines that collection can be done three times per week in a particular district; and be it

FURTHER RESOLVED: That the contractor shall track and record the number of bags of litter collected from each location daily and prepare accurate, detailed monthly written reports for submittal to the Office of the City Administrator within 15 days after the end of each calendar month; and be it

FURTHER RESOLVED: That the City Administrator is authorized to exercise the option to renew the agreement for two additional one year periods without return to Council, provided that such option shall be subject to a signed contract amendment, review and approval of the City Attorney and filed with the City Clerk's office.

IN COUNCIL, OAKLAND, CALIFORNIA, DEC 9 2008, 2008

PASSED BY THE FOLLOWING VOTE:

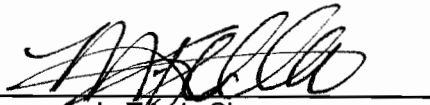
AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:



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