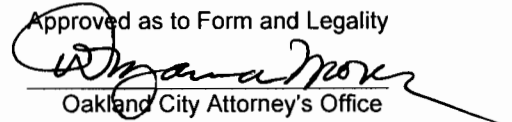


FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2010 JAN 28 PM 4:37

Approved as to Form and Legality

  
Oakland City Attorney's Office

## OAKLAND CITY COUNCIL

Resolution No. 82525 C.M.S.

INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

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**RESOLUTION AMENDING CITY COUNCIL RESOLUTION NO. 79385 C.M.S., WHICH AUTHORIZED A CONTRACT WITH MASON TILLMAN ASSOCIATES TO PERFORM A FAIRNESS IN CONTRACTING AND PURCHASING STUDY (DISPARITY STUDY), TO INCREASE THE CONTRACT BY FOURTEEN THOUSAND ONE HUNDRED TWENTY FIVE DOLLARS (\$14,125), FROM FOUR HUNDRED EIGHTY-NINE THOUSAND SIX HUNDRED TWENTY DOLLARS (\$489,620) TO FIVE HUNDRED THREE THOUSAND SEVEN HUNDRED FORTY-FIVE DOLLARS (\$503,745), TO COVER ADDITIONAL PUBLIC HEARING SERVICES**

**Whereas**, the City of Oakland Charter was amended in 1996 adding Section 808(b) which requires the City to conduct "a race and gender disparity evaluation to determine if the City has been an active or passive participant in actual, identifiable discrimination within . . ." Oakland's marketplace; and

**Whereas**, the City and Redevelopment Agency seek to ensure equal opportunity in the marketplace and to ensure that as market participants, the City and Agency are not actively or passively discriminating against minority-owned business enterprises (MBE) or women-owned business enterprises (WBE) which is consistent with the mandate of City Charter Section 808(b); and

**Whereas**, Resolution No. 79385 C.M.S. was passed July 19, 2005 which authorized the City Administrator to negotiate and execute a contract with Mason Tillman Associates Ltd, In an amount not-to-exceed four hundred eighty nine thousand six hundred twenty dollars (\$489,620.00) to complete the Fairness in Contracting and Purchasing Study (Disparity Study) for the City of Oakland and Oakland Redevelopment Agency

**Whereas**, the initial findings of the Disparity Study warranted the need conduct additional public hearings not in the original scope of work to collect additional anecdotal data from the public to ascertain public perception of the study findings and their impact on the business community and the City's contracting process; and

**Whereas**, conducting requested public hearings for the purpose of gaining citizen input into the findings of the Disparity Study necessitated the identification of additional funds to cover the cost of holding the public hearings, analyzing the data compiled and adding those findings to the Disparity; and

**Resolved:** That the City Council hereby authorizes the City Administrator to amend the amount of the contract with Mason Tillman Associates Ltd. In an amount not-to-exceed Fourteen thousand one hundred and forty-five dollars (\$14,125) pay for additional public hearing services, for a total contract amount not-to-exceed five hundred three thousand seven hundred forty five dollars (\$503,745); and, be it

**Further Resolved:** That the contract amendment shall be approved by the City Attorney's Office for form and legality and a copy placed on file in the office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, FEB 16 2010

PASSED BY THE FOLLOWING VOTE:

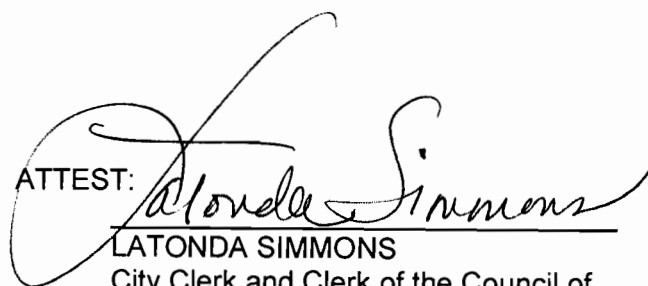
AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID,  
AND PRESIDENT BRUNNER - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:

  
LATONDA SIMMONS  
City Clerk and Clerk of the Council of  
the City of Oakland, California