

**ORIGINAL**

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2010 JUL -1 AM 10:00

Approved as to Form and Legality

*M. Mowbray*  
City Attorney

**OAKLAND CITY COUNCIL**

RESOLUTION No. 82879 C.M.S.

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**A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO EXERCISE THE OPTION TO RENEW GRANT AGREEMENTS BETWEEN THE CITY OF OAKLAND AND VARIOUS PUBLIC AND NON-PROFIT AGENCIES TO PROVIDE VIOLENCE PREVENTION PROGRAMS FOR AN ESTIMATED AMOUNT OF \$2,681,064 FOR JULY 1, 2010 TO DECEMBER 31, 2010 AND, IF FUNDS ARE AVAILABLE, AN OPTION TO RENEW THE GRANTS FOR AN ADDITIONAL SIX MONTHS, JANUARY 1, 2011 THROUGH JUNE 30, 2011 FOR A SIMILAR AMOUNT FOR A TOTAL ANNUAL AMOUNT NOT TO EXCEED \$5,362,128**

**WHEREAS**, City of Oakland voters passed Measure Y, the Violence Prevention and Public Safety Act of 2004, in November 2004, approving a series of taxes to support violence prevention objectives, programs and services to reduce violence among children, youth and young adults in Oakland; and

**WHEREAS**, Measure Y program strategies were developed based on Measure Y legislation and principles affirmed by City Council; and

**WHEREAS**, the City Council approved \$5,362,128 in grant agreements with various public and non-profit organizations in Fiscal Year 2009-10 to provide violence prevention programs; and

**WHEREAS**, these grantee programs have been monitored by Department of Human Services staff and assessed as compliant with their grant agreement fund; and

**WHEREAS**, the Measure Y independent evaluator has provided program evaluation information for each grantee and strategy that indicates programs are targeting appropriate clients and showing positive outcomes; and

**WHEREAS**, the City Council has determined that it cannot collect Measure Y funding until a November ballot measure makes adjustments in the requirements of the Measure but City Council has identified six months to of funding to keep these vital programs operating; and

**WHEREAS**, the funding for these contracts for six months is available in General Purpose Fund (1010), DHS Administration Org (78111), Miscellaneous Contract Account (54919), Measure Y FY 2010-11 Labor Cost Project (P408510) and Measure Y FY2010-11 O&M Cost Project (P408520); and

**WHEREAS**, if the November ballot adjustments to Measure Y are passed, City Council desires to exercise an option to renew all grantees for an additional six months, January 1, 2011 through June 30, 2011, and for additional funding in the same amount as the first six months of the agreement; and

**WHEREAS**, if Measure Y adjustments are approved by the voters, Measure Y funding for all programs for the additional six months would be available under Measure Y Fund (2251) and DHS Administration Organization (78111); and

**WHEREAS**, a City of Oakland, Community Economic and Development Agency, Community Development Block Grant \$50,000 allocation for FY 2010-11 to the City of Oakland, Department of Human Services is subgranted to Healthy Oakland Communities to conduct street outreach and case management in West Oakland; and

**WHEREAS**, the funding for this subgrant with Healthy Oakland Communities is available from HUD-CDBG Fund (2128), DHS Administration Organization (78111), Miscellaneous Contract Services Account (54919), West Oakland Street Outreach Project (G387310), and Fostering Safe & Healthy Communities Program(SC22); and

**WHEREAS**, staff recommends the following agencies for funding in the lesser amount for July 1, 2010 through December 31, 2010 and in the greater amount for an additional six months if Measure Y funding is available and the City exercises its option to renew:

<b>Agency</b>	<b>Measure Y Strategy</b>	<b>6 months/12 months Amt</b>	<b>Project Code</b>
Al County Health Care Services Agency	OUR KIDS Middle School Model	\$109,757 /219,514	G360066
Al County Interagency Children's Policy Council	Outreach to Sexually Exploited Minors	\$124,320/248,640	G360057
Community Initiatives / Restorative Justice for Oakland Youth (RJOY)	Restorative Justice	\$66,600/133,200	G360059
California Youth Outreach	JJC/OUSD Wraparound Services	\$50,000/100,000	G360074
California Youth Outreach	Oakland Street Outreach	\$144,300/288,600	G360061
Catholic Charities of the East Bay	Crisis Response Support Network	\$155,400/310,800	G360076
City and County Neighborhood Initiative	Community Organizing	\$66,600/133,200	G360052
City of Oakland Mayor's Office	Public Safety Districts	\$15,000/30,000	G360073
City of Oakland Mayor's Office	Reentry Employment	\$59,940/119,880	G360071
East Bay Agency for Children (EBAC)	JJC/OUSD Wraparound Services	\$43,068/86,136	G360074
East Bay Asian Youth Center (EBAYC)	JJC/OUSD Wraparound Services	\$110,000/220,000	G360074
Family Violence Law Center	Family Violence Intervention Unit	\$199,800/399,600	G360054
Goodwill Industries of the Greater East Bay	Reentry Employment	\$46,620/93,240	G360055
Healthy Oakland Communities	Oakland Street Outreach	\$111,000/222,000	G360061
Healthy Oakland Communities	Community Development Block Grant – Street Outreach	\$50,000	G387310
Leadership Excellence	Reentry Employment	\$44,400/88,800	G360055
OUSD	JJC/OUSD Wraparound Services	\$39,960/79,920	G360074
OUSD Alternative Education	Gang Intervention	\$88,800/177,600	G360075
OUSD	Second Step Curriculum	\$65,859/131,717	G360060
Safe Passages	Mental Health 0-5	\$88,800/177,600	G360056
The Mentoring Center	JJC/OUSD Wraparound Services	\$62,500/125,000	G360074
The Mentoring Center	Project Choice	\$55,500/111,000	G360065
The Work First Foundation	Reentry Employment	\$155,400/310,800	G360055
City of Oakland DHS	Violence Prevention Network Coordinator-Street Outreach	\$66,600/133,200	G360061
Volunteers of America Bay Area	Project Choice	\$111,000/222,000	G360065
Volunteers of America Bay Area	Reentry Employment	\$111,000/222,000	G360055
Youth Alive!	Highland Hospital Intervention	\$42,500/85,000	G360072
Youth Employment Partnership	After School Jobs	\$59,940/119,880	G360051
Youth Employment Partnership	Reentry Employment	\$111,000/222,000	G360055
Youth Employment Partnership	Summer Jobs	\$88,800/177,600	G360062
Youth Radio	After School Jobs	\$32,500/65,000	G360051
Youth Uprising	JJC/OUSD Wraparound Services	\$87,500/175,000	G360074
Youth Uprising	Oakland Street Outreach	\$66,600/133,201	G360061

; and

**WHEREAS,** Measure Y does not require the City to conduct a competitive process to select Measure Y grant recipients; now therefore, be it

**RESOLVED:** That these agreements do not provide that goods or services be provided to the municipal corporation, City of Oakland. Rather the agreements are for grants to nonprofit programs that serve the public at large. Therefore these agreements are not professional services contracts as defined by City ordinance, and the competitive request for proposal/qualifications process is not required under City ordinance; and be it

**FURTHER RESOLVED:** Because there is current litigation challenging the City's authority to award grants to nonprofit programs without a competitive request for proposal/qualifications process, in the event that a court were to find that these agreements are subject to a competitive request for proposal/qualifications process, pursuant to Oakland Municipal Code section 2.04.051.B and findings set forth in the City Administrator's report accompanying this item, the City Council finds and determines that is in the best interests of the City to waive the competitive request for proposal/qualifications process for these agreements and so waives the requirement; and be it

**FURTHER RESOLVED:** That the City Administrator is hereby authorized to execute grant agreements with the aforementioned service providers in the amounts specified above for a total not to exceed \$2,681,064 from June through December 2010, with a City option to renew all grants for an additional six months, January through June 2011, for the purpose of funding services to at-risk youth and young adults; and be it

**FURTHER RESOLVED:** These funds will be available in the General Purpose Fund (1010), DHS Administration Org (78111), Miscellaneous Contract account (54919), Measure Y FY 2010-11 Labor Cost Project (P408510) and Measure Y FY2010-11 O&M Cost Project (P408520); and be it

**FURTHER RESOLVED:** That if new revenues are available after the November election then City Council authorizes exercise of the option to renew and funding will be available under Measure Y Fund (2251), DHS Administration Org (78111), in an estimated amount of \$2,681,064; and be it

**FURTHER RESOLVED:** That the total annual amount of funding for FY 2010-2011 will be amount estimated of \$5,363,128 for the purpose of funding at-risk youth and young adults consistent with the Violence Prevention and Public Safety Act of 2004; and be it

**FURTHER RESOLVED:** That the City Administrator is hereby authorized to execute an amendment to the agreement with Youth Employment Partnership, Inc. to extend the term of the agreement until September 30, 2011 at no additional cost, to provide employment and training services to youth on probation; 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 its basic purpose and to accept and appropriate additional funds if available from Measure Y; 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.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 6 2010, 2010

**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, ~~DE LA FUENTE~~, KAPLAN, KERNIGHAN, NADEL, ~~QUAN, REID~~ and  
PRESIDENT BRUNNER - 5

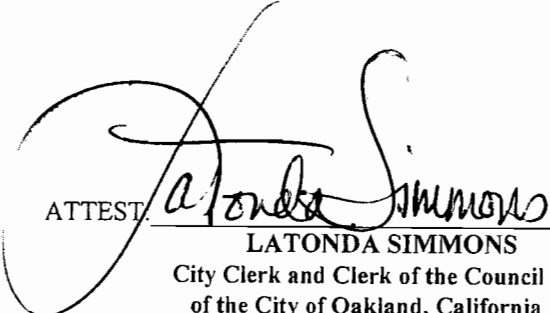
NOES- 0

ABSENT- 0

ABSTENTION- Quan, Reid - 2

Excused- De La Fuente - 1

ATTEST

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