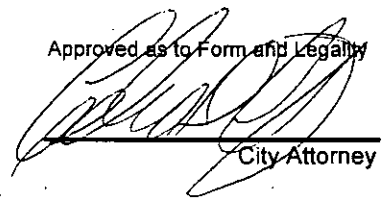


FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

RESOLUTION NO. _____ C.M.S.
2011 DEC -8 PM 3:01

Introduced by the Office of Mayor Jean Quan

REVISED

A RESOLUTION (A) WAIVING THE COMPETITIVE REQUEST FOR PROPOSAL/REQUEST FOR QUALIFICATIONS ("RFP/RFQ") SELECTION REQUIREMENT, AND (B) AMENDING AND EXTENDING THE TOWNSEND PUBLIC AFFAIRS' STATE LOBBYIST CONTRACT FOR THE PERIOD FROM OCTOBER 31, 2011 THROUGH OCTOBER 31, 2012, FOR A CONTRACT TOTAL AMOUNT OF ONE HUNDRED THIRTY THOUSAND DOLLARS (\$130,000.00), WITH AN OPTION TO EXTEND THE CONTRACT THEREAFTER ON A MONTH-TO-MONTH BASIS FOR UP TO A SIX MONTH PERIOD UNTIL APRIL 31, 2013, AT THE RATE OF TEN THOUSAND, EIGHT HUNDRED THIRTY-THREE DOLLARS AND THIRTY-THREE CENTS (\$10,833.33.00) PER MONTH, FOR A GRAND TOTAL NOT-TO-EXCEED CONTRACT AMOUNT OF FIVE HUNDRED EIGHTY FIVE THOUSAND DOLLARS (\$585,000.00)

WHEREAS, the City of Oakland desires to complement its state advocacy efforts in the California State Legislature and with the Governor; and

WHEREAS, the City desires to assemble and organize pertinent information, facts and data relating to legislative matters affecting the City and its interests, and to present and disseminate such information to legislative bodies, executive officials, of the State government, and other State bodies, commissions, committees and organizations; and

WHEREAS, the services above primarily involve State legislative and administrative advocacy and the assistance of individuals in such matters who will best serve the interests of the City; and

WHEREAS, a Request for Proposal Process for a State lobbyist was conducted in 2005 and 2008 and Townsend Public Affairs was the unanimous selection; and

WHEREAS, Section 2.04.051 of the Oakland Municipal Code (the "OMC") requires a competitive RFP/RFQ selection process for the award of contracts for professional services; and

WHEREAS, OMC Section 2.04.051 authorizes the City Council, upon a finding that it is in the best interests of the city, to waive the requirement for an RFP/RFQ competitive selection process for professional services contracts; and

WHEREAS, it is in the City's best interests to waive the competitive RFP/RFQ selection requirement of the OMC and to extend Townsend Public Affairs' existing contract as the State Legislative Lobbyist for the next year because maintaining continuity of state advocacy is necessary as the City faces the elimination of its Redevelopment Agency, the process to submit legislative proposals and secure legislative authors for the 2012 session has already begun,

Tovmsend has strong relationships with the State legislature and Governor, has a vast knowledge of Oakland's priorities, and could save the City resources by representing the City on both state and federal issues; and

WHEREAS, a lobbyist review panel determined unanimously in 2008 that Townsend Public Affairs is well qualified to provide state lobbying services to the City of Oakland, and has a great understanding of the City of Oakland and its issues; and

WHEREAS, Townsend Public Affairs, shall be paid \$130,000.00, for the period of November 1, 2011 through October 31, 2012, with an option to renew on a month-to-month basis, at the City's discretion, until April 31, 2013 while the City issues Requests for Proposals, for a grand total amount not to exceed \$585,000.00 for the entire term of the agreement; now therefore be it

RESOLVED, That pursuant to the Oakland Municipal Code Section 2.04.051.B, the City Council finds and determines that it is in the best interests of the City to waive the competitive RFP/RFQ selection requirement of the OMC and contract with Townsend Public Affairs based on the reasons set forth in the City Administrator's report accompanying this resolution; and be it

FURTHER RESOLVED, That the City Council finds and determines that the services provided by Townsend Pubhc Affairs are professional, technical, and temporary in nature; and be it

FURTHER RESOLVED, Funding for this contract is available in the General Purpose Fund (1010), Non-Departmental Citywide Activities Organization (90591), Miscellaneous Contract Services (54919), and the State Lobbyist Project (P49300). The Professional Services Agreement with TPA shall be for the period November 1, 2011 through October 31, 2012 with an option to renew on a month to month basis for a six month period until April 31, 2013 at the City's discretion; and be it

FURTHER RESOLVED, That said agreement 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, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF and PRESIDENT REID

NOES -

ABSENT -

ABSTENTION -

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