

2024 SEP -3 PM 2:55

FILED
OFFICE OF THE CITY ATTORNEY
OAKLAND

OAKLAND CITY COUNCIL

RESOLUTION NO. 90413 C.M.S.

RESOLUTION: (1) EXTENDING A PRE-EMPLOYMENT POLYGRAPH PROFESSIONAL SERVICES AGREEMENT WITH GET POLYGRAPHED! FOR AN INITIAL FOUR-YEAR TERM WITH THE OPTION TO EXTEND THE AGREEMENT TWO YEARS IN AN AMOUNT NOT TO EXCEED SIX HUNDRED THOUSAND DOLLARS (\$600,000), AND (2) AWARDING A PROFESSIONAL SERVICES AGREEMENT WITH PACIFIC COAST POLYGRAPH AND INVESTIGATIONS, INC. FOR AN INITIAL FOUR-YEAR TERM WITH THE OPTION TO EXTEND THE AGREEMENT TWO YEARS NOT TO EXCEED TWO HUNDRED THOUSAND DOLLARS (\$200,000).

WHEREAS, the Oakland Police Department (OPD) conducts pre-employment background investigations, which include polygraph examination services; and

WHEREAS, existing pre-employment polygraph professional services agreement with Get Polygraphed! will expire on October 31, 2024; and

WHEREAS, OPD will continue conducting pre-employment background investigations for additional law enforcement personnel beyond the expiration date of the current professional services agreement; and

WHEREAS, through the City's Request for Proposal (RFP) process in Summer 2024, two vendors that met the requirements for pre-employment polygraph services; and

WHEREAS, the Local Business Enterprise/Small Local Business Enterprise (LBE/SLBE) Program, Ordinance No. 13647 C.M.S., requires a minimum 50-percent (50%) participation for all professional service agreements valued at or over Fifty Thousand Dollars (\$50,000) when there are at least three certified businesses listed in the industry, trade, or profession that constitutes a major category of work; and if at least three L/SLBEs are not certified, then the requirement is either waived, or the 50% requirement may be set at a percent from 50% to 0%, but not less than 20% if at least one LBE/SLBE is certified and available; and

WHEREAS, a Contract Compliance Availability Analysis determined that the Local and Small Local Business Enterprise Program's 50% requirement is set at 0% for this project; and

WHEREAS, the City Administrator has determined that this agreement is of a professional and temporary nature and shall not result in the loss of employment or salary by any person having permanent status in the competitive civil service; now, therefore, be it

RESOLVED: That the City Council authorizes the City Administrator to award, negotiate, and execute a professional services agreement for pre-employment polygraph services for an initial four-year term with a two-year option to extend in an amount not to exceed a total of six hundred thousand dollars (\$600,000) for Get Polygraphed! and two hundred thousand (\$200,000) for Pacific Coast Polygraph and Investigations, Inc.; and be it

FURTHER RESOLVED: that funds shall be paid from 196th Academy funding General-Purpose Fund (1010), Background and Recruiting Organization (106610), Miscellaneous Services Account (54919), 196th Police Academy Project (1006591), Police Training Program (PS09); and be it

FURTHER RESOLVED: that funds for subsequent years will be paid from Academy funding for pre-employment background investigations; and be it

FURTHER RESOLVED: That based on information provided by the City Administrator, the Council finds that this proposed amended agreement is of a professional and temporary nature and shall not result in the loss of employment or salary by any person having permanent status in the competitive civil service; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to approve any subsequent amendments to or extensions of said agreements consistent with this resolution, provided that such amendments or extensions shall be approved for form and legality by the City Attorney and a copy shall be kept on file with the City Clerk; and be it

FURTHER RESOLVED: That the authorized agreements shall be approved form and legality by the Office of the City Attorney, and a copy shall be kept on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

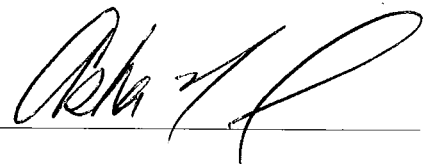
SEP 17 2024

PASSED BY THE FOLLOWING VOTE:

AYES- FIFE, GALLO, JENKINS, KALB, KAPLAN, RAMACHANDRAN, REID, AND PRESIDENT FORTUNATO BAS - 8 AYES

NOES-
ABSENT-
ABSTENTION-

ATTEST:



ASHA REED
City Clerk and Clerk of the Council
of the City of Oakland, California