

City Attorney

2014 MAY 29 AM 9:48
OAKLAND CITY COUNCIL

RESOLUTION No. 85061 C.M.S.

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO:

- 1) **NEGOTIATE AND EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH SOCIAL POLICY RESEARCH ASSOCIATES FOR THE EVALUATION OF THE OAKLAND FUND FOR CHILDREN AND YOUTH (OFCY) IN AN AMOUNT NOT TO EXCEED \$150,000 FOR A 16 MONTH TERM FROM JULY 1, 2014 TO OCTOBER 31, 2015, PLUS AN OPTION TO RENEW THE AGREEMENT FOR ONE ADDITIONAL TERM FROM JULY 1, 2015 TO OCTOBER 31, 2016 ON THE SAME TERMS, FOR A TOTAL COMBINED CONTRACT AMOUNT NOT TO EXCEED \$300,000; AND**
- 2) **WAIVE THE COMPETITIVE REQUEST FOR PROPOSAL (RFP) PROCESS AND NEGOTIATE AND EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH PUBLIC PROFIT LLC IN AN AMOUNT NOT TO EXCEED \$54,250 TO PROVIDE EVALUATION SERVICES FOR THE OFCY SCHOOL-BASED AFTERSCHOOL STRATEGY PROGRAMS FOR A 16 MONTH TERM JULY 1, 2014 TO OCTOBER 31, 2015, PLUS AN OPTION TO RENEW THE AGREEMENT FOR ONE ADDITIONAL TERM FROM JULY 1, 2015 TO OCTOBER 31, 2016 ON THE SAME TERMS, FOR A TOTAL COMBINED CONTRACT AMOUNT NOT TO EXCEED \$109,000; AND**
- 3) **AMEND THE CITY OF OAKLAND FISCAL YEAR (FY) 2013-2014 ADOPTED BUDGET TO APPROPRIATE THE ADDITIONAL AMOUNT OF \$137,118 TO KIDS FIRST! OAKLAND CHILDREN'S FUND EXPENDITURES TO REFLECT 10% OF THE REVENUE ADJUSTMENT APPROPRIATED TO KIDS FIRST! OAKLAND CHILDREN'S FUND FOR FISCAL YEAR 2013-2014 IN THE AMOUNT OF \$1,371,180, AS APPROVED IN THE FY 2013-2015 ADOPTED BUDGET AND FY 2013-2014 BUDGET BALANCING, FOR OFCY EVALUATION**

WHEREAS, the Measure K/Kids First! Initiative established the Oakland Fund for Children and Youth ("OFCY") under Article XIII of the Oakland Municipal Charter to help young people grow to become healthy, productive, and honorable adults and set aside 2.5% of the City's unrestricted general fund revenues every year for targeted services benefiting children and youth; and

WHEREAS, Oakland voters reauthorized funding for OFCY for another 12 years in July 2009 by passing Measure D and the revised provisions set aside 3% of the City's general purpose fund for services to children and youth; and

WHEREAS, Article XIII titled Kids First! Oakland Children's Fund requires that an independent third-party evaluation of the OFCY services is to be conducted annually; and

WHEREAS, the Planning and Oversight Committee ("POC") created by Charter Amendment in 1996, provides oversight and direction for the OFCY evaluation process; and

WHEREAS, a Request for Proposals for the evaluation services for all 2014-2016 OFCY strategies, except for the School-based Afterschool strategy, was released and the submitted proposals were reviewed, applicants were interviewed, and an independent evaluation firm to provide the OFCY evaluation services has been identified based on the completed selection process; and

WHEREAS, the firm Social Policy Research Associates has been identified as the most qualified firm to successfully evaluate OFCY programs in 11 strategies with input from the POC of the OFCY including the recommendation of the POC Evaluation subcommittee; and

WHEREAS, Oakland Unified School District (OUSD) and OFCY co-fund 57 school-based afterschool programs in Oakland; and

WHEREAS, Public Profit LLC has been contracted by OUSD and OFCY since 2009 to produce the annual joint evaluation report for school-based afterschool programs in Oakland; and

WHEREAS, Public Profit LLC has consistently produced high quality comprehensive school-based afterschool evaluation reports and has the necessary data sharing relationship with OUSD's Quality Assessment and Analytics (QAA) department to cross analyze participation in school-based afterschool programs and its broader impact on the youth; and

WHEREAS, the After School Programs Office of the OUSD wishes to and will continue the contractual relationship with Public Profit LLC for FY 2014-2015 and the POC recommends that OFCY continue co-funding school based programs in partnership with OUSD, and further recommends that OFCY and OUSD continue to join in the evaluation of school-based afterschool programs through the contracted services of Public Profit LLC; and

WHEREAS, OFCY staff and POC recommend that City Council waive the competitive Request for Proposal (RFP) process to evaluate the OFCY School-based Afterschool Strategy for reasons stated above and in the agenda report; and

WHEREAS, the City Council finds that it is in the best interest of the City to waive the competitive Request for Proposal (RFP) Process and to enter a professional services agreement with Public Profit LLC to evaluate OFCY programs in the School-based Afterschool Strategy; and

WHEREAS, funds are available for these services in Kid's First! Oakland Children's Fund (1780), Youth Services Organization (78251) and Projects (P224731, P301511, P301521, P304710, P304721, P364031, P420720, and P420810) for a total amount of \$103,657; and

WHEREAS, the true-up and revenue adjustment amount of \$1,371,180 for Fiscal Year 2013-2014 was approved in the budget process and FY 2013-2014 budget balancing and appropriated for Fiscal Year 2013-2014 to Kids First! Oakland Children's Fund (1780); and

WHEREAS, as specified in the Kids First! Charter Amendment, 10% of Kids First! monies may be used to pay for the evaluation of OFCY services, and therefore \$137,118 or 10% of the revenue adjustment approved for the Fiscal Year 2013-2014 may be made available for expenditure on these OFCY evaluation services; and

WHEREAS, the City Council finds that the service is of a professional or technical nature and is temporary in nature; and

WHEREAS, the City Council finds that the agreements shall not result in loss of employment or salary by any person having permanent status in the competitive services; and now, therefore, be it

RESOLVED: That the City Council hereby waives the competitive Request for Proposal (RFP) process and authorizes the City Administrator to negotiate and execute a professional services agreement in an amount not to exceed \$54,250 with Public Profit LLC to evaluate Fiscal Year 2014-2015 OFCY programs in the School-based Afterschool Strategy, for the period of July 1, 2014 through October 31, 2015, with the option to renew for one additional term July 1, 2015 through October 31, 2016 in an amount not to exceed \$54,250, for a total combined contract not to exceed \$109,000; and be it

FURTHER RESOLVED: That the City Administrator or designee is hereby authorized to negotiate and execute a professional services agreement in an amount not to exceed \$150,000 with Social Policy Research Associates to evaluate for Fiscal Year 2014-2015 all OFCY programs with the exception of the School-based After School Strategy programs, for the period of July 1, 2014 through October 31, 2015, with the option to renew for one additional term July 1, 2015 through October 31, 2016 in an amount not to exceed \$150,000, for a total combined contract not to exceed \$300,000; and be it

FURTHER RESOLVED: That the City Administrator or designee is hereby authorized to amend the expenditure appropriation in the FY 2013-2015 Adopted Budget to reflect the increase of \$137,118 in Kids First! Oakland Children's Fund (1780), Youth Services Organization (78251) and OFCY FY 2013-2014 Evaluation Project (P463520) with said increase derived from 10% of the revenue adjustment of \$1,371,180 to Kids First! Oakland Children's Fund (1780), and with the funds to be used for administration and evaluation of OFCY services; 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.

JUN 17 2014

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

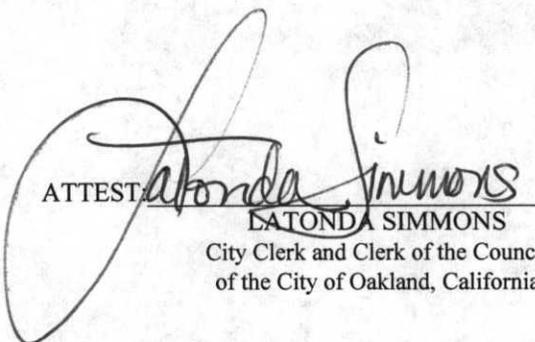
AYES- BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, SCHAAF, REID and
PRESIDENT KERNIGHAN - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST



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