

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Rocio V. Quesada
City Attorney

2014 MAY 14 AM 10:04 RESOLUTION No. 85085 C.M.S.

Introduced by Councilmember _____

RESOLUTION:

(1) AUTHORIZING THE CITY ADMINISTRATOR TO EXTEND THE PROFESSIONAL SERVICES AGREEMENT WITH CALIFORNIA PARTNERSHIP FOR SAFE COMMUNITIES (CPSC) FOR THE PERIOD OF APRIL 14, 2014 THROUGH JUNE 30, 2015, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000), BRINGING THE TOTAL AMOUNT TO THREE HUNDRED NINETY-SIX THOUSAND AND NINETY-FIVE DOLLARS (\$396,095) FOR TECHNICAL ASSISTANCE IN IMPLEMENTING THE CITY'S CEASEFIRE STRATEGY FOR REDUCING VIOLENT CRIME;

(2) WAIVING THE COMPETITIVE REQUEST FOR PROPOSALS/QUALIFICATIONS (RFP/Q) PROCESS, THE ADVERTISING AND BIDDING REQUIREMENTS, AND LOCAL AND SMALL BUSINESS ENTERPRISE PROGRAMS (L/SLB) PROVISIONS FOR THE PROPOSED EXTENSION OF THE PROFESSIONAL SERVICES AGREEMENT WITH CPSC; AND

(3) WITH THE OPTION TO RENEW AND EXTEND FOR UP TO TWO (2) ADDITIONAL YEARS AS NEW AND ADDITIONAL FUNDING SOURCES BECOME AVAILABLE

WHEREAS, Oakland has averaged 107 homicides a year since 1969; and

WHEREAS, a vast majority of homicides in Oakland are caused by gun violence; and

WHEREAS, an initial analysis demonstrated that groups/gangs were at the highest risk for gun violence; and

WHEREAS, Ceasefire is a nationally recognized best practice to reducing gun violence perpetrated by groups/gangs by focusing law enforcement efforts, providing support services for offenders, and engaging the community as a partner in crime reduction efforts ; and

WHEREAS, California Partnership for Safe Communities (CPSC) has been providing services to the City under contract since 2012, including but not limited to program design and communication strategies development, implementation of the procedural justice training with the Oakland Police Department, and provide direct support to the Oakland Police Department and the Department of Human Services on ways to institutionalize the reporting structure, directly assist community members, and assist with evaluation; and

WHEREAS, the City of Oakland and its elected officials support reducing shootings and homicides through the proper implementation of the Ceasefire strategy; and

WHEREAS, on June 1, 2012, the City Administrator, under the authority of Oakland Municipal Code Section 2.04.020.A, entered into a one year Professional Services Agreement with the California Partnership for Safe Communities (CPSC) for an amount of \$96,095.00; and

WHEREAS, in April 2013, the City Council approved a one year extension of this contract, from April 16, 2013 to June 30, 2014, in Resolution No. 84313 C.M.S., for an additional amount of \$150,000; and

WHEREAS, the current agreement with CPSC expires on June 30, 2014, but will run out of funding in April, 2014; and

WHEREAS, staff requests that the City Council extend the Professional Services Agreement with CPSC for one additional year, with the option to renew/extend the agreement for two additional years subject to funding availability, in order to continue with the correct implementation of the overall Ceasefire Strategy and to assist with the implementation of the inter-Departmental reporting structure and the procedural justice work with the community and the Oakland Police Department; and

WHEREAS, in 2014 the City Council passed Resolution No. 84916 C.M.S., approving the acceptance and appropriation of \$500,000 from the U.S. Department of Justice, Bureau of Justice Assistance, to fund Ceasefire's Project Safe Neighborhoods Program, and \$76,082 of these funds will be used to partially fund the proposed contract extension with CPSC; and

WHEREAS, \$73,918 funds from the Measure Y fund (2251), Bureau of Field Operations (107010), Police Staffing and Training Project (G26123), are available to cover the remaining costs; and

WHEREAS, Oakland Municipal Code Section 2.04.051.B. permits the City Council to waive the request for proposal/qualifications (RFP/Q) requirements upon a finding that it is in the best interest of the City to do so; and

WHEREAS, Oakland Municipal Code Section 2.04.050.I.5 permits the City Council to waive the advertising and bidding requirements upon a finding that it is in the best interest of the City to do so; and

WHEREAS, staff recommends that it is in the best interests of the City to waive the RFP/Q process so that/because individual members of the CPSC have been trained by David Kennedy, who is one of the creators of this strategy, and as such possess a unique skill set, a national and statewide track record of correct implementation, and are best suited to assist Oakland with the full implementation of the strategy; and

WHEREAS, the City of Oakland finds that this contract is professional in nature and will not result in a loss of employment or salary by any person having permanent status in the competitive service; now, therefore, be it

RESOLVED: That the City Administrator is authorized to extend the agreement with CPSC from April 16, 2014 to June 30, 2015, in an amount not to exceed \$150,000, bringing the total amount of this agreement to \$396,095, with the option to renew/extend the agreement for two additional years, subject to funding availability, without return to Council, to fund technical assistance to assist the Oakland Police Department in the accurate implementation of the strategy using updated data from the problem analysis and including the accomplishment of the three goals associated with the strategy, which include: (1) reducing gang/group related shootings and homicides in the focus area, (2) reducing recidivism by groups/gangs that are the focus of the strategy, and (3) developing better community police relations; and be it

FURTHER RESOLVED: Funds in the amount of \$76,082 are available from Project Safe Neighborhoods Grant, City of Oakland's State of California Grant Fund (2158), Office of the Chief of Police (101110), Administration Program (PS01), project to be determined, with the remaining funds, totaling \$73,918, are available in Measure Y Fund (2251), Bureau of Field Operations (107010), Police Staffing and Training Project (G26123); and be it

FURTHER RESOLVED: That the City Council finds that pursuant to Oakland Municipal Code sections 2.04.051.I.5 and 2.04.051.B, for the reasons stated above and in the City Administrator's report and accompanying this resolution, that it is in the best interests of the City to waive the advertising and bidding requirements and the request for proposal/qualification (RFP/Q) process for the CPSC agreement extension; and be it

FURTHER RESOLVED: That the City Council waives the Local and Small Local Business Enterprise Program (L/SLB) Provisions for the proposed agreement extension with CPSC; and be it

FURTHER RESOLVED: That the City Administrator or designee is authorized to conduct all negotiations, applications, agreements, extensions and related actions consistent with the purposes of this Resolution; and be it

FURTHER RESOLVED: That the City Attorney shall review and approve the contract as to form and legality and copies of the contract and any extensions shall be filed with the Office of the City Clerk.

JUN 3 2014

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF 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