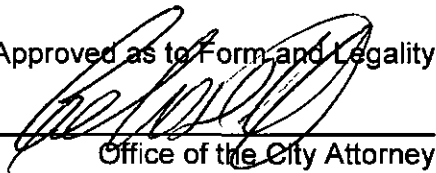


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Approved as to Form and Legality



Office of the City Attorney

OAKLAND CITY COUNCIL

Resolution No. 85337 C.M.S.

RESOLUTION WAIVING ADVERTISING, BIDDING AND REQUEST FOR PROPOSALS/QUALIFICATIONS ("RFP/Q") COMPETITIVE SELECTION REQUIREMENTS AND AUTHORIZING THE CITY ADMINISTRATOR OR DESIGNEE TO EXECUTE A CONTRACT AMENDMENT WITH GRANICUS, INC TO HOST A WEB-BASED APPLICATION TO MANAGE BOARDS AND COMMISSIONS ACTIVITIES IN AN ANNUAL AMOUNT NOT TO EXCEED SIXTEEN THOUSAND EIGHT HUNDRED DOLLARS (\$16,800) FOR A PERIOD OF 3 YEARS, FOR AN ADDITIONAL TOTAL CONTRACT AMOUNT OF FIFTY THOUSAND FOUR HUNDRED DOLLARS (\$50,400), WITH TWO ONE YEAR OPTIONS TO EXTEND THE TERM OF THE CONTRACT

WHEREAS, Oakland Municipal Code ("OMC") Title 2, Chapter 2, Article 1, Section 2.04.050 requires advertising and bidding when the City purchases services, supplies or a combination thereof that exceeds \$50,000.00, and

WHEREAS, OMC Section 2.04.051 A requires staff to conduct a competitive RFP/Q selection requirements for the procurement of professional services; and

WHEREAS, OMC Section 2.04.050 1.5 permits the Council to waive advertising and competitive bidding upon a finding and determination that it is in the best interests of the City to do so; and

WHEREAS, OMC Section 2.04.051.B permits the Council to waive the competitive RFP/Q competitive selection requirement upon a finding and determination that it is in the best interests of the City to do so; and

WHEREAS, staff recommends that it is in the City's best interests to waive advertising, bidding and the RFP/Q competitive selection requirements for the product, equipment, license and services purchases authorized hereunder because contracting with Granicus takes advantage of an existing contract relationship with a contractor that is very familiar with the City's Clerk's information technology systems, the City needs this application urgently, and performing a bidding or RFP/Q process would take many months and delay the City Clerk's implementation of this very important project that seeks to automate and greatly expedite legislative workflow within the City of Oakland; and

WHEREAS, this contract is of a professional and temporary nature and the City Administrator has determined that this contract 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; and

WHEREAS, the City of Oakland has 33 boards and in accordance with Section 601 of the City Charter provides that members of City boards and commissions shall be appointed by the Mayor subject to confirmation by the affirmative vote of at least five members of the City Council; and

WHEREAS, it is in the City's interest to standardize the maintenance and publication of the boards and commissions to adhere to the requirements set forward by sections 54970 – 54974 of the government code, referred to as the "Maddy Act", which sets forth specific requirements for disclosure of membership and vacancy activities of City boards and commissions; now therefore be it

RESOLVED: That the City Council hereby authorizes the City Administrator or his designee to enter into an agreement with Graecus, Inc. to host a web-based application to manage Boards and Commissions activities, in the amount of fifty thousand, four hundred dollars (\$50,400) for a three (3) year term (at an annual rate of \$16,800), with two (2) options to extend the contract for one (1) year each at the same annual rate, and be it

FURTHER RESOLVED: That pursuant to Oakland Municipal Code Sections 2.04.050 I and 2.04.051 B, and for the reasons stated above and in the agenda report accompanying this Resolution, the Council finds and determines that it is in the best interests of the City to waive advertising, bidding and the RFP/Q competitive selection requirements for this contract, and so waives these requirements; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to execute any amendments or modifications to said agreements with the exception of those related to an increase in total compensation or the allocation of additional funds, and provided that such amendments or modifications shall be reviewed by the City Attorney and filed with the City Clerk's Office.

IN COUNCIL, OAKLAND, CALIFORNIA,

JAN 06 2015

PASSED BY THE FOLLOWING VOTE:

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

NOES - *Campbell Washington, Guillen - 8*

ABSENT - *Ø*

ABSTENTION - *Ø*

ATTEST:

Latonda Simmons

LATONDA SIMMONS

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