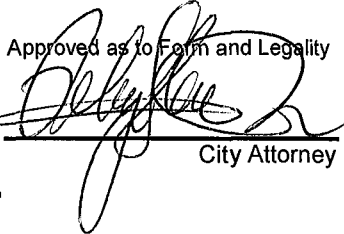


FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2015 MAR 12 PM 10:01

# OAKLAND CITY COUNCIL

Approved as to Form and Legality  
  
City Attorney

RESOLUTION No. 85479 C.M.S.

Introduced by Councilmember \_\_\_\_\_

**RESOLUTION WAIVING THE REQUEST FOR QUALIFICATIONS (“RFQ”), COMPETITIVE SELECTION ADVERTISING AND COMPETITIVE BIDDING REQUIREMENTS AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A THIRD AMENDMENT TO THE AGREEMENT WITH ACS STATE AND LOCAL SOLUTIONS INC. (ACS/XEROX), EXTENDING THE TERM OF THE AGREEMENT FOR A PERIOD NOT TO EXCEED ONE-YEAR, STARTING APRIL 2, 2015 AND TERMINATING APRIL 1, 2016 TO PROVIDE A PARKING CITATION ADMINISTRATION AND REVENUE RECONCILIATION (“CARR”) SYSTEM; AND COMPENSATE ACS/XEROX UNDER THE CURRENT TERMS OF THE EXISTING CONTRACT IN AN AMOUNT NOT TO EXCEED \$900,000**

**WHEREAS**, at the February 16, 2010 regular meeting of the City Council of the City of Oakland, the City Council adopted Resolution 82531 C.M.S., authorizing the City Administrator to negotiate and execute a Contract between the City and ACS/Xerox, to provide a CARR system; and

**WHEREAS**, the Contract was for a three-year term commencing April 2, 2010, with two one-year options to renew; and

**WHEREAS**, the initial three-year term expired April 1, 2013, and the City exercised a one-year renewal option beginning April 2, 2013 through April 1, 2014; and

**WHEREAS**, the City exercised the final one-year renewal option beginning April 2, 2014 through April 1, 2015; and

**WHEREAS**, the City desires to maintain ACS/Xerox services to provide a CARR system by extending the existing Agreement for a period not to exceed one-year in accordance with “Section 3. Time and of Performance” of the contract, as this extension will provide sufficient time to finalize a RFQ and award a replacement contract; and

**WHEREAS**, the Contract annual cost is not to exceed \$900,000 and is for the CARR system and is inclusive of , (i) per citation processing costs, (ii) reimbursable costs, (iii) lock box payment processing, (iv) mail processing equipment, and (v) as needed consultation services; and

**WHEREAS**, the Collection Fee is imposed by ACS/Xerox, is separate from and in addition to the cost of the citation and is calculated by multiplying the citation fee by 30 percent (30%), and

**WHEREAS**, ACS/Xerox collects and remits all collected parking citation fees, including the Collection fee to the City and then invoices the City separately for (i) CARR system services rendered and (ii) the collection fee in accordance with the Contract, and

**WHEREAS**, the annual value of the Collection Fee is fluid and dependent upon successful collection of delinquent parking tickets by ACS/Xerox; and

**WHEREAS**, funds for the Contracted CARR system are available in the Revenue Management Bureau FY 2014-15 adopted budget in in the General Purpose Fund account:1010.08921.54211.IP60; and

**WHEREAS**, funds collected for the Special Collection Fee will be received as revenue into the General Purpose Fund (1010), appropriated as an offsetting expenditure in an amount equal to the collection fee received, not to exceed \$2,800,000 annually, and remitted to ACS/Xerox; and

**WHEREAS**, the City Council finds that the services are professional, scientific or technical and the one-year extension is temporary and will not result in the loss of salary or employment by any person having permanent status in the competitive service; now, therefore, be it

**RESOLVED:** That pursuant to O.M.C 2.04.050.I. and for the reasons stated above and in the City Administrator’s report accompanying the item, the City Council finds that is it in the best interests of the City to waive advertising and bidding requirements for this contract and so waives the requirements; and be it

**FURTHER RESOLVED:** That pursuant to OMC 2.04.051.B and for the reasons stated above and in the City Administrator’s report accompanying this item, the City Council finds that it is in the best interests of the City to waive the Request for Proposal/Qualifications requirements for this contract and so waives the requirements; and be it

**FURTHER RESOLVED:** That the City Council of the City of Oakland hereby authorizes the City Administrator to execute a Third Amendment to the Agreement with ACS State and Local Solutions Inc., (ACS/XEROX), extending the term of the Agreement one-year ending April 1, 2016 in an amount not to exceed \$900,000, continuing with same payment and other terms stated in the current Second Amended to the Agreement.

**MAR 31 2015**

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_

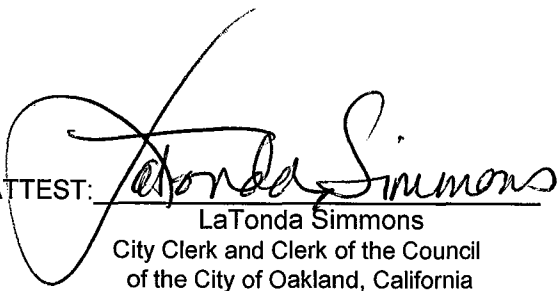
**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID, and PRESIDENT GIBSON MCELHANEY - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

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