

CITY OF OAKLAND

AGENDA REPORT

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2005 OCT 26 PM 2:03

To: Office of the City Administrator
Attn: Deborah Edgerly
From: Police Department
Date: November 8, 2005

Re: A Report and Proposed Resolution Authorizing a Waiver of the City of Oakland's Local and Small Local Business Enterprise Program Provision Relative to a Professional Services Agreement in an Amount Not to Exceed Sixty-Six Thousand One Hundred Seventy-Three Dollars and Twenty-Eight Cents (\$66,173.28) with Managed Health Network (MHN) for the Period of July 1, 2005 to June 30, 2006, for a Counseling Program for Sworn Members of the Police Department and Their Dependents

SUMMARY

A resolution has been prepared authorizing the issuance of a waiver of the City of Oakland's Local and Small Local Business Enterprise Program provision relative to a Professional Services Agreement being developed with Managed Health Network (MHN). This agreement, in an amount not to exceed \$66,173.28, is for the period of July 1, 2005 to June 30, 2006. MHN provides professional psychological counseling services for sworn officers and their dependents.

FISCAL IMPACT

There are no fiscal impacts associated with this report. The \$66,173.28 is included as part of the Police Department's FY2005-06 budget appropriation.

BACKGROUND

Managed Health Network has provided a satisfactory program of counseling services to the members of the Oakland Police Officers' Association (OPOA) for many years pursuant to various Memoranda of Understanding (MOU) and continues to be the leader in providing such services to law enforcement agencies in the Bay Area.

KEY ISSUES AND IMPACTS

Oakland Police Officers' Association (OPOA) Overview and Current MOU Counseling Provisions

In accordance with the terms of the Memorandum of Understanding (MOU) between the City of Oakland and the Oakland Police Officers' Association (OPOA):

Item: _____
Public Safety Committee
November 8, 2005

Article VIII-Special Provisions

Section C. -Employee Health Assistance Programs

1. Psychological Counseling. City agrees to pay the annual cost of providing psychological counseling services to employees and/or dependents. It is understood that the City contribution is intended to provide a maximum of twelve (12) counseling sessions per employee per year. In the event that a change in current provider is contemplated, City agrees to meet and confer with the Association regarding the change, with any impasses resolved by the procedures set forth in the City Charter as same existed on June 1, 1995.
2. The City agrees to maintain confidentiality of medical records as provided by law.

At the time the MOU was negotiated, Managed Health Network was the provider of these services. Changing providers would require the approval and concurrence of the OPOA.

Managed Health Network (MHN) Current and Local and Small Local Business Enterprise Program (L/SLBE) Standing

In accordance with Schedule F of the FY 2004-05 MHN contract, a waiver of the L/SLBE is required because of MHN's total work force of 894 employees, only 32 (3.6%) are Oakland residents. Located in the City of San Rafael, CA, MHN does not meet the City of Oakland's L/SLBE minimum participation requirement.¹ The Police Department requests a waiver of said provision associated with the proposed contract for services.

Vendor Selection Justification

In addition to general areas such as marital and family counseling, MHN specializes in counseling for specific job-related stresses that can affect law enforcement personnel. MHN also responds to Police Department critical incident needs, such as those arising when an officer is killed. Managed Health Network maintains a broad geographically based network of individual clinicians, allowing individual officers to choose someone who is compatible and accessible in

¹ There is a twenty percent (20%) minimum participation requirement for all professional services contracts \$50,000 or more. Contractors shall comply with the twenty (20%) local business participation requirement at a rate of ten percent (10%) local and 10% small local business participation.

terms of hours, locale, specialty, etc. This network ensures confidentiality for officers and their families.

The Police Department has entered into past contracts with Managed Health Network, including Resolution No. 79189 C.M.S. for the period of July 1, 2004 to June 30, 2005 and Resolution No. 78180 for the period of July 1, 2003 to June 30, 2004.

PROGRAM DESCRIPTION

Managed Health Network will provide a counseling program for sworn officers and their dependents. Clinical services are directed at workplace and personal problems and can be delivered through telephonic and face-to-face counseling. The benefit program includes 12 Employee Assistance Program (EAP) counseling sessions per individual per benefit period. Benefits also include 5 "brown bag" training hours that can be used at any time throughout the benefit period. Critical Incident Stress Debriefings (up to 20 hours per incident), Employee Orientations, Supervisor Orientations, Management Consultations, Job Performance Referrals and many other benefits. The Contractor is upgrading their on-line services package to include self-assessment and self-help modules for depression, anxiety, substance abuse and insomnia to their current stress program module.

SUSTAINABLE OPPORTUNITIES

Economic

No economic opportunities are anticipated. However, counseling services, including stress debriefing, may enhance the City's risk management strategies.

Environmental

No environmental opportunities are anticipated.

Social Equity

Counseling services to sworn police officers and their dependents support frontline law enforcement which, in turn, benefits the entire community served by these officers.

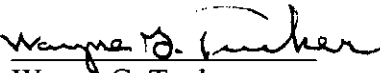
DISABILITY AND SENIOR CITIZEN ACCESS

There are no Americans with Disabilities Act (ADA) or senior access issues contained in this report.

RECOMMENDATION

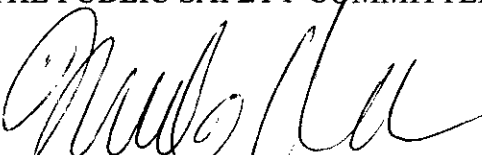
Approve the proposed resolution authorizing a waiver of the City of Oakland's Local and Small Local Business Enterprise Program Provision in relationship to a Professional Services Agreement with Managed Health Network (MHN).

Respectfully submitted,


Wayne G. Tucker
Chief of Police

Prepared by: Lieutenant Michael Johnson
Personnel Division
Bureau of Administration
And
Juanita M. Velasquez
Fiscal Services Division
Bureau of Administration

APPROVED AND FORWARDED TO
THE PUBLIC SAFETY COMMITTEE:


Office of the City Administrator

Item: _____
Public Safety Committee
November 8, 2005

OAKLAND CITY COUNCIL

Ricardo V. Garcia
City Attorney

OFFICE OF THE CITY CLERK

RESOLUTION No. _____ C.M.S.

2005 OCT 26 PM 2:03 Introduced by Councilmember _____

RESOLUTION AUTHORIZING A WAIVER OF THE CITY OF OAKLAND'S LOCAL AND SMALL LOCAL BUSINESS ENTERPRISE PROGRAM PROVISION RELATIVE TO A PROFESSIONAL SERVICES AGREEMENT IN AN AMOUNT NOT TO EXCEED SIXTY-SIX THOUSAND ONE HUNDRED AND SEVENTY-THREE DOLLARS AND TWENTY-EIGHT CENTS (\$66,173.28) WITH MANAGED HEALTH NETWORK (MHN) FOR THE PERIOD OF JULY 1, 2005 TO JUNE 30, 2006, FOR A COUNSELING PROGRAM FOR SWORN MEMBERS OF THE POLICE DEPARTMENT AND THEIR DEPENDENTS.

WHEREAS, Managed Health Network (MHN) has contracted with the City in the past to provide a program of psychological counseling services to sworn members of the Police Department and their dependents; and

WHEREAS, contracts requiring professional or specialized services are exempt from competitive bidding pursuant to Chapter 2.04 of the Oakland Municipal Code; and

WHEREAS, Managed Health Network provides a counseling program for sworn members of the Police Department and their dependents; and

WHEREAS, the City Council finds that this contract shall not result in the loss of employment or salary by any person having permanent status in the competitive service; and

WHEREAS, the Police Department has funding for said services in its Fiscal Year 2005-06 budget in General Fund 1010, Personnel Division Organization 106210, in Personnel Program PS01, Account 54919, now, therefore, be it

RESOLVED: That the City Council hereby authorizes the City Administrator, or her designee, to authorize a waiver of the City of Oakland's Local and Small Local Business Enterprise Program provision relative to a Professional Services Agreement in an amount not to exceed \$66,173.28 with Managed Health Network for the period of July 1, 2005 to June 30, 2006, for a counseling program for sworn members of the Police Department and their dependents; and be it

FURTHER RESOLVED: That the City Administrator is authorized to execute any further documents necessary to implement this resolution; and be it

FURTHER RESOLVED: That the City Administrator is authorized to modify, extend or amend said agreement provided that no additional funds will be allocated without prior Council approval; and be it

FURTHER RESOLVED: That the agreement shall be reviewed by the City Attorney as to form and legality and a copy placed in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

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