



CITY ATTORNEY'S OFFICE

## OAKLAND CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_ C.M.S.

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**RESOLUTION 1) WAIVING THE COMPETITIVE MULTIPLE-STEP SOLICITATION PROCESS REQUIRED FOR THE ACQUISITION OF INFORMATION TECHNOLOGY SYSTEMS AND WAIVING THE LOCAL AND SMALL LOCAL BUSINESS ENTERPRISE PROGRAM REQUIREMENTS; 2) AWARDED A CONTRACT TO PERFECTMIND, INC IN AN AMOUNT NOT TO EXCEED \$249,880 FOR A THREE-YEAR TERM TO CONTINUE PROVIDING A SOFTWARE PLATFORM THAT WILL ALLOW PROGRAM REGISTRATIONS AND FACILITY RENTALS; AND 3) AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO THREE ONE-YEAR CONTRACT EXTENSIONS IN AN AMOUNT NOT TO EXCEED \$547,485 OVER THE SIX-YEAR PERIOD**

**WHEREAS**, the City of Oakland's Parks Recreation and Youth Development Department relies on parks and recreation management software to process program registrations and facility rentals, processing over 163,900 transactions per year across 64,991 individual customers; and

**WHEREAS**, Oakland Municipal Code (OMC) Section 2.04.042.A requires that the City Administrator conduct a competitive multiple-step solicitation process for the acquisition of any computerized or information technology systems; and

**WHEREAS**, OMC Section 2.04.042.D provides that the City Council may waive the competitive process upon a recommendation of the City Administrator and finding and determination by the City Council that it is in the best interests of the City to waive the solicitation processes; and

**WHEREAS**, staff recommends that it is in the best interest of the City to waive the multiple-step solicitation process in order to prevent a system outage, the current contract will expire and Oakland's IT Department does not have the capacity to assist with the RFP/RFQ before the expiration of the current contract; and

**WHEREAS**, the City Administrator has determined that this contract is professional, scientific or technical and temporary in nature, and the performance of this contract shall not result in the loss of employment or salary by any person having permanent status in the competitive services; now, therefore, be it

**RESOLVED:** That the City Council finds and determines that pursuant to OMC section 2.04.042.D, for the reasons stated above and in the City Administrator’s report accompanying this resolution, it is in the best interests of the City to waive the competitive multiple-step solicitation process for the information technology products and services to be purchased under the proposed contract and so waives the requirements; and be it

**FURTHER RESOLVED:** That the City Council hereby waives any Local and Small Local Business Enterprise (L/SLBE) Program requirements; and be it

**FURTHER RESOLVED:** That the City Council hereby awards a contract to PerfectMind, Inc. in an amount not to exceed \$249,880 for a three-year term to provide a software system that will allow continued program registrations and facility rentals; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator to amend the agreement with PerfectMind, Inc. to enter into three one-year contract extensions in an amount not to exceed \$93,480 for the first year, \$99,090 for the second year and \$105,035 for the third year, for a total contract amount not to exceed \$547,485 for six years; and be it

**FURTHER RESOLVED:** That based on information provided by the City Administrator, the City Council finds that these contracts are of a professional and temporary nature and shall not result in the loss of employment or salary by any person having permanent status in the competitive civil service.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND  
PRESIDENT FORTUNATO BAS

NOES –

ABSENT –

ABSTENTION –

ATTEST: \_\_\_\_\_  
ASHA REED  
City Clerk and Clerk of the Council of the  
City of Oakland, California