

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Rozio Riva
City Attorney

2016 JAN 28 PM 4:18 RESOLUTION No. 86005 C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO: (A) INCREASE THE BUDGET FOR THE CURRENT CONTRACT WITH GET POLYGRAPHED! FROM \$95,000 TO \$195,000 FOR THE PERIOD JANUARY 1, 2015 TO OCTOBER 31, 2016, FOR ADDITIONAL POLYGRAPH TESTS NEEDED TO MEET HIRING DEMANDS; (B) EXTEND THE CONTRACT FOR TWO ADDITIONAL YEARS PLUS TWO ONE-YEAR EXTENSION OPTIONS, FROM OCTOBER 31, 2016 THROUGH OCTOBER 31, 2020, FOR A TOTAL OF \$595,000 FOR FIVE YEARS; AND (C) WAIVING THE CITY'S REQUEST FOR PROPOSAL/QUALIFICATIONS REQUIREMENTS

WHEREAS, OPD requires additional polygraph services in order to meet the hiring demands for sworn personnel and process the background checks that are required and which are projected to increase in the upcoming years; and

WHEREAS, the City has a current contract with Get Polygraphed! to conduct polygraph services from January 1, 2015 to October 31, 2016 for a contract amount of \$95,000. This amount is insufficient to cover the costs of the additional polygraph services required; and

WHEREAS, staff anticipates that the increased number of sworn personnel hired by the City will continue past the contract term with Get Polygraphed!, and new contract for these services is needed for the period of 2016 through 2020; and

WHEREAS, the OPD need for background checks will require that a professional services agreement in the amount of \$195,000 for January 1, 2015 through October 31, 2016 as well as a contract extension for two additional years plus two one-year extension options, from October 31, 2016 through October 31, 2020, for a total of \$595,000 for five years; and

WHEREAS, OPD has funding for polygraph examinations in the Fund 1010, Organization 106610, Account 54919 and Program PS01; and

WHEREAS, Oakland Municipal Code section 2.04.051.A requires the City Administrator to conduct a request for proposals/qualifications (RFP/Q) process for professional services contracts in excess of \$25,000 and Oakland Municipal Code section 2.04.051.B allows Council to waive the RFP/Q requirements upon a finding by the Council that it is in the best interest of the City to do so; and

WHEREAS, City staff recommends waiving the RFP/Q requirements for this contract because the required request for proposals was conducted in July 2014 and Get Polygraphed! was selected through that process; and

WHEREAS, the City Administrator has determined that this contract is 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; now, therefore, be it

RESOLVED: That the City Administrator or designee is authorized to increase the budget for the current contract with Get Polygraphed! from \$95,000 to \$195,000 for the period January 1, 2015 to October 31, 2016, for additional polygraph tests needed to meet hiring demands, and to extend the contract for two additional years plus two one-year extension options, from October 31, 2016 through October 31, 2020, for a total contract amount not to exceed \$595,000 for the five year contract period; and be it

FURTHER RESOLVED: That pursuant to OMC 2.04.051.B and the 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 Proposals/Qualifications (RFP/Q) requirements and so waives the requirements; and be it

FURTHER RESOLVED: That based on information provided by the City Administrator, the Council finds that this proposed amended contract is 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; and be it

FURTHER RESOLVED: That the City Administrator, or designee, is authorized to conduct all required negotiations, applications, agreements, and related actions which may be necessary to accept, modify, extend and/or amend the aforementioned agreement with Get Polygraphed!, except for any increase of the contract amount; and be it

FURTHER RESOLVED: That the City Attorney shall approve the contract as to form and legality; and be it

FURTHER RESOLVED: That the City Administrator or her designee shall place a copy of the fully executed agreement on file with the Offices of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, FEB 16 2016, 20

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