

2019 JUL 11 PM 3:15


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION 1) WAIVING THE COMPETITIVE REQUEST FOR PROPOSALS/QUALIFICATIONS (RFP/Q) REQUIREMENT, AND 2) AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A ONE-YEAR PROFESSIONAL SERVICE AGREEMENT WITH THE FAM 1ST FAMILY FOUNDATION IN AN AMOUNT NOT TO EXCEED \$195,000 FOR THE PROGRAMMATIC OPERATION OF THE WEST OAKLAND YOUTH CENTER (WOYC), AND TO RENEW THE AGREEMENT FOR ONE ADDITIONAL ONE-YEAR TERM WITHOUT RETURNING TO COUNCIL

WHEREAS, the City wishes to continue youth services at West Oakland Youth Center, located at 3233 Market Street, Oakland, California; and

WHEREAS, there is an urgent need for a place where youth and young adults from various West Oakland neighborhoods can utilize as a safe place to learn, develop relationships and be positive contributors to the community; and

WHEREAS, the Fam 1st Family Foundation (Fam 1st Fam), a 501(c)(3) organization since 2011, has expertise in both providing and managing programs and serves 1300 youth annually through diverse development programs; and

WHEREAS, Fam 1st Fam wishes to provide the fiscal agent services, youth programming oversight and operations as the employer of record at the West Oakland Youth Center; and

WHEREAS, due to insufficient staffing levels to undertake the planning and development of youth programming and operations at WOYC, it is recommended that the City enter into a contract agreement with Fam 1st Fam to provide said services; and

WHEREAS, the Council has approved funding for the programming and operations at the WOYC in the amount of \$195,000 per year in the FY 2017-19 and FY 2019-21 Adopted Policy Budgets; and

WHEREAS, funding is available in the amount of \$195,000 per year in General Purpose Fund (1010), West Oakland Youth Center Organization (509360), and Recreation Program (NB03); and

WHEREAS, of the \$195,000 allocated to support the WOYC, \$25,000 will cover Fam 1st Fam's compensation for fiscal agent services and the remaining \$170,000 will support personnel, and direct and indirect operational costs of the WOYC; and

WHEREAS, staff recommends that the Council adopt this resolution to enter into an agreement with Fam 1st Fam to provide said services and to utilize funds allocated to fulfill the programmatic needs to the operation of the West Oakland Youth Center for staffing, program and operating costs; 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 \$50,000; and

WHEREAS, Oakland Municipal Code section 2.04.051.B allows City 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, Staff recommends that the City Council waive the RFP/Q process due to the urgent need to restore services at WOYC as the previous operating contract agreement expired on February 28, 2019 and the Fam 1st Family Foundation has experience working in the locality and understands the specific needs of West Oakland youth; and

WHEREAS, the City Administrator has determined that this agreement is professional and temporary in 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 Council hereby authorizes the City Administrator to execute a one-year contract from March 1, 2019 to February 28, 2020 with the Fam 1st Family Foundation in an amount not to exceed one hundred ninety-five thousand dollars (\$195,000) to provide fiscal agent services and serve as the employer of record at WOYC; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to amend the agreement to extend the term for one additional year of services in the same amount (\$195,000) without returning to Council; 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 RFP/Q requirements for this agreement and so waives the requirements; and be it

FURTHER RESOLVED: That based on information provided by the City Administrator, the Council finds 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; and be it

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____
LATONDA SIMMONS
City Clerk and Clerk of the Council of the
City of Oakland, California