

REVISED

Approved as to Form and Legality

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL



City Attorney

2019 AUG -1 PM 3:16

RESOLUTION NO. 87719 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR DESIGNEE TO ENTER INTO A THREE-YEAR AGREEMENT WITH THE POSSIBILITY OF TWO (2) ONE YEAR EXTENSIONS AT THE CITY'S OPTION WITH CIVICORPS SCHOOLS, AND APPROPRIATE THE AMOUNT OF THREE HUNDRED THOUSAND DOLLARS (\$300,000.00) TO ASSIST WITH USED OIL RECYCLING ACTIVITIES, PERFORM BICYCLE LOCKER AND SIGN CLEANING, AND PROVIDE INTERNS TO ASSIST THE CITY'S RECYCLING HOTLINE AND COMMUNITY OUTREACH, AND WAIVE THE ADVERTISING AND THE COMPETITIVE REQUEST FOR PROPOSAL/QUALIFICATION SELECTION REQUIREMENTS.

WHEREAS, the City desires to enter into an agreement with Civicorps Schools for recycling and related services including: (1) assistance with used motor oil recycling activities; (2) bicycle locker and sign cleaning services; (3) providing interns to assist the City's Recycling Hotline, providing informational referrals and assist with Recycling Program outreach; and (4) additional related work to be assigned on a task order basis.

WHEREAS, the activities included in the agreement with Civicorps Schools will be funded by a combination of sources including the Recycling Program Fund 1710, grant from CalRecycle Fund 2154 and the Measure B Bicycle/Pedestrian Pass Thru Fund 2212; and

WHEREAS, Oakland Municipal Code ("OMC") Sections 2.04.040 B 5 and 2.04.051 A, respectively, require the City to conduct a formal advertising and competitive Request For Qualifications/Proposals ("RFQ/RFP") selection process for professional services agreements over \$25,000.00; and

WHEREAS, OMC Section 2.04.051 B authorizes the City Council to waive the advertising and competitive RFQ/RFP selection requirement if it finds that it is in the City's best interests to do so; and

WHEREAS, staff recommends that it is in the City's best interests for the City Council to waive the advertising and competitive RFQ/RFP process for this contract because as the only conservation corps in Oakland, Civicorps Schools is uniquely qualified to provide this group of services, which is supported by state grant funding and includes job training, education, and development programs for local at-risk youth in service learning projects; and

WHEREAS, the City Council finds that the services provided pursuant to the agreement authorized hereunder are of a professional, scientific or technical nature and are temporary in nature; and

WHEREAS, the City Council finds that this agreement shall not result in the loss of employment or salary by any person having permanent status in the competitive service; now, therefore be it

RESOLVED: pursuant to OMC Section 2.04.051 B, the City Council hereby finds and determines that it is in the best interests of the City to waive the advertising and competitive RFQ/RFP selection requirement of the OMC based on the reasons set forth in this Resolution and the Report accompanying this Resolution; and be it

FURTHER RESOLVED: That the City Council hereby awards, and the City Administrator is hereby authorized to enter into a three-year agreement from July 1, 2019 through June 30, 2022 and to appropriate a total amount of three hundred thousand dollars (\$300,000) with Civicorps Schools to provide recycling and related services; and, be it

FURTHER RESOLVED: That all expenditures related to this proposed contract shall be allocated in Recycling Fund (1710), Measure B: Bicycle/Pedestrian Pass Thru Funds (2212), and California Integrated Waste Management Board Fun (2154); Environmental Services: Recycling Organization (30682) and Engineer Design: IPPD Capital Improvement Projects (92260); Services: Miscellaneous Contract Account (54919); Non Residential Recycling (1001673), B&P Bicycle Facilities Design-Impl (1000707), and OPP6 Used Oil; Recycling (1001040); and Recycling and Solid Waste (SC17) and Transportation Planning and Funding (IN17); and be it

FURTHER RESOLVED: That the City Administrator or designee is hereby authorized and empowered to approve any subsequent amendments to or extensions of said agreement, with the exception of those related to an increase in compensation or the allocation of additional funds provided that such amendments or extensions shall be reviewed by the City Attorney and filed with the City Clerk's Office; and be it

FURTHER RESOLVED: That the agreement shall be reviewed and approved by the Office of the City Attorney for form and legality and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 04 2019

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB, ~~WILLIAMS~~ TAYLOR, THAO AND PRESIDENT KAPLAN 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - 1, Reid

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