


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION WAIVING THE COMPETITIVE BIDDING PROCESS AND AUTHORIZING THE CITY ADMINISTRATOR TO AMEND THE PROFESSIONAL SERVICES AGREEMENT WITH BLUE SKY CONSULTING GROUP FOR ECONOMIC CONSULTING SERVICES TO EXTEND THE TERM THROUGH DECEMBER 31, 2023 AND INCREASE THE AMOUNT BY TWO HUNDRED THOUSAND DOLLARS (\$200,000) FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED FOUR HUNDRED FORTY-FIVE THOUSAND DOLLARS (\$445,000).

WHEREAS, on January 12, 2021, City Council adopted Resolution No. 88478 C.M.S, which, among other things, created an eleven-member Blue Ribbon Equitable Business Tax Task Force to review, analyze and make recommendations regarding the proposed progressive, modern and equitable business tax ordinance approved by the City Council on July 14, 2020 for placement on the November 8, 2022 ballot; and

WHEREAS, the City issued a Request for Qualifications (RFQ) inviting individuals and firms to submit proposals for the provision of economic consulting services including development of the Five-Year Financial Forecast, analyzing the Equitable Business Tax update and serving as liaison to the newly established Blue Ribbon Equitable Business Tax Task Force; and

WHEREAS, the City only received one response to the RFQ from Blue Sky Consulting Group, an Oakland based consulting firm; and

WHEREAS, finance staff determined that Blue Sky Consulting Group was qualified to perform the needed economic consulting services in light of Blue Sky Consulting Group's sixteen (16) years of experience performing complex quantitative analyses, including forecasting, econometric analysis, simulation modeling and fiscal impact analyses; and

WHEREAS, pursuant to the City Administrator's contracting authority under Oakland Municipal Code section 2.04.020, the City Administrator executed a professional services agreement in an amount not to exceed Two Hundred Forty-Five Thousand Dollars (\$245,000) with Blue Sky Consulting Group for the provision of economic consulting services including the development of a Five-Year Financial Forecast, analyzing the Equitable Business Tax update and serving as liaison to the newly established Blue Ribbon Equitable Business Tax Task Force; and

WHEREAS, finance staff now seeks authority to extend the term and increase the amount of the Blue Sky Consulting Group agreement so that Blue Sky Consulting Group can continue to provide economic consulting services on an as needed basis through December 31, 2023; and

WHEREAS, pursuant to Oakland Municipal Code section 2.04.051.A, the City Administrator or his designee is required to conduct request for proposal ("RFP") or request for qualifications ("RFQ") process for the award of professional service contracts that exceed fifty thousand dollars (\$50,000.00); and

WHEREAS, pursuant to Oakland Municipal Code section 2.04.051.B, the City Council may waive the City's RFP/RFQ process upon a finding that it is in the City's best interest to do so; and

WHEREAS, finance staff recommends that the City Council waive the RFP/RFQ process for amendment of the Blue Sky Consulting Group agreement because the economic consulting services provided by Blue Sky Consulting Group to date have been critical to development of a Five-Year Financial Forecast, analyzing the Equitable Business Tax update and assisting the newly established Blue Ribbon Equitable Business Tax Task Force and it is in the City's best interest to maintain consistent support for the Equitable Business Tax Task Force while it completes its work related to the proposed progressive, modern and equitable business tax ordinance; and

WHEREAS, an allocation for funding the professional service agreement with Blue Sky Consulting Group has been proposed in the Department of Finance biennial budget for fiscal years 2021-23; now, therefore, be it

RESOLVED: That, for the reasons stated above, the City Council finds that it is in City's best interest to waive the RFP/RFQ process for amendment of the Blue Sky Consulting Group agreement and hereby waives the process pursuant to Oakland Municipal Code section 2.04.051.B; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator to amend the professional services agreement with Blue Sky Consulting Group for the provision of economic consulting services to extend the term through December 31, 2023 and to increase the amount by Two Hundred Thousand Dollars (\$200,000) for a total contract amount not to exceed Four Hundred Forty-Five Thousand Dollars (\$445,000); and be it

FURTHER RESOLVED: That the amended agreement shall be reviewed and approved as to form and legality by the Office of the City Attorney and a fully executed copy of the amended agreement shall be placed on file with the Office of the City Clerk.

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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