

2017 APR 13 PM 3:40

OAKLAND CITY COUNCIL

Approved as to Form and Legality


City Attorney

RESOLUTION NO. 86720 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO 1) ACCEPT THE SUMMER FOOD SERVICE PROGRAM (SFSP) GRANT FROM THE CALIFORNIA DEPARTMENT OF EDUCATION, NUTRITION SERVICES DIVISION IN AN ESTIMATED AMOUNT OF \$418,500; 2) ENTER INTO AGREEMENTS WITH UPTONS, INC. DBA SCHOOL FOODIES IN AN AMOUNT NOT TO EXCEED \$102,060 AND WITH SAN LORENZO UNIFIED SCHOOL DISTRICT IN AN AMOUNT NOT TO EXCEED \$122,400 AND WITH REVOLUTION FOODS IN AN AMOUNT NOT TO EXCEED \$109,890 TO PROVIDE FOOD SERVICES FOR THE PERIOD JUNE 12, 2017 THROUGH AUGUST 11, 2017; AND 3) ACCEPT AND APPROPRIATE ADDITIONAL SFSP GRANT MONEY THAT BECOMES AVAILABLE AND AMEND THE AGREEMENTS TO INCREASE THE GRANT AMOUNT WITHIN THE GRANT TERM OF JUNE 12, 2017 THROUGH AUGUST 11, 2017

WHEREAS, the City of Oakland desires to apply for and accept a Summer Food Service Program (SFSP) Grant in an estimated amount of \$418,500 from the California Department of Education Nutrition Services Division; and

WHEREAS, the City uses the SFSP grant to reimburse the City's Summer Food Service Program for the provision of 90,000 free lunches and 90,000 free snacks to Oakland children and the delivery of the meals to City and community sites during the grant period from June 12, 2017 to August 11, 2017; and

WHEREAS, if the City is awarded the SFSP Grant, it wishes to negotiate and execute agreements with School Foodies, San Lorenzo Unified School District, and Revolution Foods for the SFSP program term June 12, 2017 through August 11, 2017; and

WHEREAS, School Foodies, San Lorenzo Unified School District and Revolution Foods are certified by the California Department of Education Child Nutrition Division to provide food services to the SFSP for Children and successfully competed in a City Request for Proposal (RFP) process; and

WHEREAS, the City Administrator has determined that the above named Professional Service Agreements are of a professional and temporary nature and shall not result in the loss of salary or employment by anyone having permanent status in competitive civil service; and

WHEREAS, the Fiscal Year (FY) 2015-2017 Adopted Budget for the SFSP for Children includes funding for this agreement; and

WHEREAS, in the FY 2015-2017 Adopted Budget, the amount of \$418,500 has been appropriated to the Department of Agriculture Fund (2102), Year Round Lunch Program Organization (78241), YEAR17 Summer Food Program Project (1001340), Award (21428), and Strengthening Children, Youth and Families Program (YS13) for the purpose of operating the Summer Food Service Program for Children; and

WHEREAS, in order to align the adopted budget with program expenditures, staff requests authorization to reallocate appropriations in the amount of \$95,997 from personnel expenditure savings to operations and maintenance (O&M) costs; and

WHEREAS, the City wishes to offset all central services overhead charges in an estimated amount of \$19,751 associated with this grant, as has been done in all of the past years; now, therefore, be it

RESOLVED: That the City Administrator or a designated representative is hereby authorized to apply for and accept and SFSP grant funds in the amount of \$418,500 from the California Department of Education Nutrition Services Division for the purpose of allocating said funds for the SFSP for the period beginning June 12, 2017 and ending August 11, 2017; and be it

FURTHER RESOLVED: That the SFSP agreement funds will be deposited in Department of Agriculture Fund (2102), Year Round Lunch Program Organization (78241), YEAR17 - Summer Food Program Project (1001340), and Award (21428); and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator to enter into an agreement with San Lorenzo Unified School District in an amount not to exceed \$122,400 to provide food services for the SFSP from June 12, 2017 to August 11, 2017; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator to enter into a professional service agreement with Uptons Inc., dba School Foodies in an amount not to exceed \$102,060 to provide food services for the SFSP from June 12, 2017 to August 11, 2017; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator to enter into a professional service agreement with Revolution Foods in an amount not to exceed \$109,890 to provide food services for the SFSP from June 12, 2017 to August 11, 2017; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to conduct all negotiations, execute and submit all documents, including but not limited to applications, agreements, amendments, modifications, payment requests, and related actions which may be necessary for the completion of the SFSP grant without returning to City Council, including amending the aforementioned agreements to increase the grant amounts so long as the total amount of all three agreements does not exceed the state SFSP grant amount; and be it

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

FURTHER RESOLVED: That all Central Service Overhead charges associated with this grant in an estimated amount \$19,751 will be offset through a contribution of the General Purpose Fund as approved in the FY 2015-2017 Adopted Budget; and be it

FURTHER RESOLVED: That the FY 2015-2017 Adopted Budget in the Department Of Agriculture Fund (2101), Year Round Lunch Program Organization (78241), YEAR17 Summer Food Program Project (1001340) be adjusted to shift approximately \$95,997 of personnel appropriations to vendor contract (\$69,797), advertising (\$800) and private vehicle rentals (\$25,400), in order to align with projected expenditures; and be it

FURTHER RESOLVED: That if additional funding becomes available from the grantor California Department of Education Nutrition Services Division for the same purpose the City Administrator is authorized to accept and appropriate these funds for the SFSP without returning to Council within the duration of the grant term June 12, 2017 to August 11, 2017; and be it

FURTHER RESOLVED: That the City Administrator is authorized to amend the above-referenced agreements to increase the amounts for the same purpose and same grant year, if additional grant funds become available without returning to Council; and be it

FURTHER RESOLVED: That said agreements shall be approved as to form and legality by the Office of the City Attorney and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

MAY 0 2 2017

PASSED BY THE FOLLOWING VOTE:

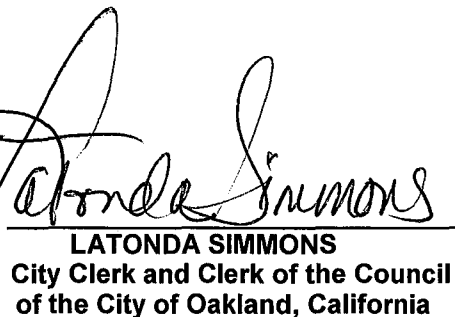
AYES- BROOKS, CAMBELL WASHINGTON, ~~WASHINGTON~~, GIBSON-MCELHANEY, GUILLEN, KALB, ~~WASHINGTON~~, and PRESIDENT REID -10

NOES- 0

ABSENT- 2 - Gallo and Kaplan

ABSTENTION- 0

ATTEST:


LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California