

REVISED by Council President Brunner at the May 5, 2009 City Council meeting

FILED
OFFICE OF THE CITY CLERK
OAKLAND
2009 MAY -7 PM 5:49

Approved as to Form and Legality


Oakland City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. 81977 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, ON BEHALF OF THE CITY OF OAKLAND, TO APPLY FOR, ACCEPT AND APPROPRIATE THE SUMMER FOOD SERVICE PROGRAM GRANT FROM THE CALIFORNIA DEPARTMENT OF EDUCATION NUTRITION SERVICES DIVISION IN AN ESTIMATED AMOUNT OF \$550,000 AND TO NEGOTIATE AND EXECUTE A PROFESSIONAL SERVICE AGREEMENT BETWEEN THE CITY AND THE SAN LORENZO UNIFIED SCHOOL DISTRICT IN AN AMOUNT NOT TO EXCEED \$200,000 AND TO NEGOTIATE AND EXECUTE A PROFESSIONAL SERVICE AGREEMENT BETWEEN THE CITY AND REVOLUTION FOODS NOT TO EXCEED \$99,000 TO PROVIDE FOOD SERVICES FOR THE 2009 SUMMER FOOD SERVICE PROGRAM FOR CHILDREN AND TO ACCEPT THE DONATION OF \$32,000 FROM ALLEN ROSSUM FOR THE 2009 SUMMER FOOD SERVICE PROGRAM

WHEREAS, the City of Oakland desires to apply for, accept and appropriate a Summer Food Service Program Grant in an estimated amount of \$550,000 from the California Department of Education Nutrition Services Division and to negotiate and execute a Professional Services Agreement in an amount not to exceed \$200,000 between the City and the San Lorenzo Unified School District and to negotiate and execute a Professional Services Agreement between the City and Revolution Foods not to exceed \$99,000 to provide food services to the Summer Food Service Program for Children for program year 2009; and

WHEREAS, the San Lorenzo Unified School District is certified by the California Department of Education Child Nutrition Division to provide meals and services under the Summer Food Service Program for the period of June 15, 2009 through August 21, 2009; and

WHEREAS, the City of Oakland desires to negotiate and execute a professional services agreement with Revolution Foods to provide meals under the Summer Food Service Program contingent upon the approval of Revolution Foods as a certified Summer Food Service vendor; and

WHEREAS, Allen Rossum is giving a donation to the City of Oakland in the amount of \$32,000 for the Summer Food Service Program 2009; and

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WHEREAS, the City Council finds that the performance of these agreements is in the public interest because of economy; and

WHEREAS, the City Council finds that these agreements shall not result in the loss of salary or employment by anyone having permanent status in competitive services; and

WHEREAS, the FY 2008-2009 Adopted Budget for the Summer Food Service Program for Children includes funding for this agreement; now, therefore be it

RESOLVED: That the City Administrator or his designee as agent of the City of Oakland is hereby authorized and directed to submit on behalf of the City of Oakland an application to the Department of Education Nutrition Services Division for funds to operate a Summer Food Service Program for Children in the City of Oakland from June 15, 2009 through August 21, 2009 and to execute and submit all documents, including but not limited to agreements, amendments, and payment requests which may be necessary to obtain funds to operate such a program and to accept said funds; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized and directed to appropriate any additional funding which may become available from this grant; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator or his designee as an agent for the City to negotiate and execute a professional services agreements between the City and San Lorenzo Unified School District and Revolution Foods splitting the contract amount of \$210,000 in a ratio as close as possible to a 60% / 40% split between the two vendors, with Revolution Foods portion to remain below \$100,000; and be it

FURTHER RESOLVED: If Revolution Foods is not able to receive its certifications from the State to allow the award of this contract to proceed, then the entire contract up to \$210,000 may be awarded to San Lorenzo Unified School District; and be it

FURTHER RESOLVED: That the City Administrator is authorized accept the donation from Allen Rossum in the amount up to \$32,000 for the Summer Food Service Program 2009 and appropriated to Social Service Grants Fund (2994), Year Round Lunch Program Organization (78241), and Strengthening Children, Youth and their Families Program (YS13) ; and be it

FURTHER RESOLVED: That the sum of \$548,771 and offsetting revenue shall be appropriated to Department of Agriculture Fund (2102), Year Round Lunch Program Organization (78241), Summer Food Program Service FY 0809 Project (G306010), and Strengthening Children, Youth and their Families Program (YS13) for the purpose of operating the Summer Food Service Program for Children; and be it

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FURTHER RESOLVED: That the City Administrator is hereby authorized to approve any subsequent amendments to or extensions of said Professional Services Agreement with the exception of an increase in compensation provided that such amendments or extensions shall be approved by the City Attorney's Office and shall be filed with the City Clerk's office.

IN COUNCIL, OAKLAND, CALIFORNIA, MAY 5 2009

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, ~~REID~~, AND PRESIDENT BRUNNER - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Reid - 1

ATTEST:



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