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OFFICE OF THE CITY CLERK  
OAKLAND

2015 APR 16 AM 1:53

Approved as to Form and Legality

  
Oakland City Attorney's Office

## OAKLAND CITY COUNCIL

Resolution No. 85579 C.M.S.

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**A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO 1) ACCEPT AND APPROPRIATE THE SUMMER FOOD SERVICE PROGRAM (SFSP) GRANT FROM THE CALIFORNIA DEPARTMENT OF EDUCATION, NUTRITION SERVICES DIVISION IN AN ESTIMATED AMOUNT OF \$345,200 AND 2) ENTER INTO PROFESSIONAL SERVICE AGREEMENTS WITH THE SAN LORENZO UNIFIED SCHOOL DISTRICT IN AN AMOUNT NOT TO EXCEED \$124,250 AND REVOLUTION FOODS IN AN AMOUNT NOT TO EXCEED \$126,600 TO PROVIDE FOOD SERVICES FOR THE PERIOD JUNE 15, 2015 THROUGH AUGUST 14, 2015**

**WHEREAS**, the City of Oakland desires to apply for and accept a Summer Food Service Program (SFSP) Grant in an estimated amount of \$345,200 from the California Department of Education Nutrition Services Division; and

**WHEREAS**, if the City is awarded the Summer Food Service Program Grant, it wishes to negotiate and execute Professional Services Agreements with the San Lorenzo Unified School District and Revolution Foods for the SFSP program term June 15, 2015 through August 14, 2015; and

**WHEREAS**, the 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 the competitive civil service; and

**WHEREAS**, due to limited funding and administrative cost restrictions for grant funding, the Department is requesting a contribution from the General Purpose Fund in an amount equivalent to the Department's Central Service Overhead (CSO) estimated at \$75,934; and

**WHEREAS**, the Fiscal Year (FY) 2014-2015 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 is hereby authorized and directed to apply for, accept and appropriate SFSP grant funds in the amount of \$345,200 from the California Department of Education Nutrition Services Division for the purpose of allocating said funds for the Summer Food Service Program for the period beginning June 15, 2015 and ending August 14, 2015; and be it

**FURTHER RESOLVED:** That the agreement funds will be deposited and appropriated in Department of Agriculture Fund (2102), Year Round Lunch Program Organization (78241), and Summer Food Service Program FY 2014-2015 Project (G421030); and be it

**FURTHER RESOLVED:** That all CSO costs associated with this grant in an estimated amount of \$75,934 will be offset through a contribution of the General Purpose Fund as has been done in all of the past years; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator to execute Professional Services Agreements with San Lorenzo Unified School District in an amount not to exceed \$124,250, and Revolution Foods in an amount not to exceed \$126,600, to provide food services for the SFSP for a term of June 15, 2015 to August 14, 2015, and 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 aforementioned grant without returning to City Council; and be it

**FURTHER RESOLVED:** That if additional funding becomes available from the grantor California Department of Education Nutrition Services Division or another grantor, for the same purpose, within the existing grant term, 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 15, 2015 to August 14, 2015; and be it

**FURTHER RESOLVED:** That the City Administrator or his designee 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 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 loss of employment or salary by any person having permanent status in the competitive civil service; 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 19 2015

**PASSED BY THE FOLLOWING VOTE:**


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