

RESOLUTION NO. 73903

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE VARIOUS AGREEMENTS AND AMENDMENTS TO AGREEMENTS, AND TO ACCEPT GRANT FUNDS FOR PARKS, RECREATION AND NEIGHBORHOOD SERVICES PROGRAMS; AND AUTHORIZING THE DIRECTOR OF PARKS, RECREATION AND NEIGHBORHOOD SERVICES TO NEGOTIATE AND EXECUTE AGREEMENTS AND AMENDMENTS TO AGREEMENTS RELATED TO CERTAIN GRANT PROGRAMS, ALL CONSISTENT WITH THE AMOUNTS BUDGETED FOR THESE PROGRAMS IN THE ADOPTED BUDGET FOR FISCAL YEAR 2007-2008

WHEREAS, the City of San José (“City”) contracts with community-based organizations, school districts, and other parties for various programs administered by the Department of Parks, Recreation and Neighborhood Services to support the livability of neighborhoods, offer opportunities for individuals to enjoy life, and strengthen communities of people within San José; and

WHEREAS, the City contracts with the County of Santa Clara to receive funds for programs that provide for senior nutrition and therapeutic recreation for mentally disabled adults; and

WHEREAS, in order to expedite the City’s contracting process and to make funding available to the recipients promptly, and in the interest of saving administrative time and cost, the Council desires to authorize the City Manager to negotiate and execute certain agreements and amendments to agreements, and to accept the grant funds for Parks, Recreation and Neighborhood Services programs; to authorize the Director of Parks, Recreation and Neighborhood Services to negotiate and execute certain other grant agreements and amendments to agreements, all in amounts consistent with the City’s

final adopted budget for Fiscal Year 2007-2008, and subject to the appropriation of funds;

WHEREAS, the proposed agreements to implement these various programs and the corresponding compensation to be paid by City or to be received by City for Fiscal Year 2007-2008 are listed in Attachment 1 to this Resolution; and

WHEREAS, in the event that the final budget adopted by City Council ("Council") on June 12, 2007 specifies amounts for these contracts that differ from those listed in Attachment 1, the final budget amounts for Fiscal Year 2007-2008 will control the actual amounts for these agreements;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

Subject to the appropriation of funds by the City Council:

1. The City Manager is hereby authorized to negotiate and execute agreements and amendments to agreements for various Parks, Recreation and Neighborhood Services Programs as identified in Attachment 1 to this Resolution in amounts budgeted for these programs in the adopted budget for Fiscal Year 2007-2008.
2. The City Manager is authorized to negotiate and execute agreements and amendments to agreements, accepting grant funds from the County of Santa Clara for provision of mental health services and senior nutrition programs in amounts consistent with the budgeted amounts in the adopted budget for Fiscal Year 2007-2008 and on terms determined to be reasonable by the City Manager.
3. In addition to the authority specified above for Fiscal Year 2007-2008, the City Manager is also authorized to negotiate and execute a three-month extension of

the agreement with the County of Santa Clara for the senior nutrition program to extend the term of this agreement through the first three months of Fiscal Year 2007-2008, and to accept grant funds from the County for that period in amounts consistent with budgeted amounts in the adopted budget for Fiscal Year 2007-2008 until a new agreement for 2007-2008 is finalized with the County, and on terms determined to be reasonable by the City Manager.

4. The City Manager is authorized to negotiate and execute a second amendment to the County of Santa Clara 2001-2002 Mental Health agreement to accept additional funding of \$85,828 due to an underpayment to the City which was identified through County's audit-reconciliation of records.
5. The Director of Parks, Recreation and Neighborhood Services is hereby authorized to negotiate and execute all agreements and amendments to the agreements during Fiscal Year 2007-2008 in amounts consistent with budgeted amounts in the adopted budget for 2007-2008 for the following grant programs: Bringing Everyone's Strengths Together (BEST), Healthy Neighborhoods Venture Fund (HNVF), and San José After School Program (SJAS).
6. The City Manager is authorized to accept from the County funds exceeding the figures identified in the attachment for the specified programs and purposes identified in the attachment under the heading "Compensation Paid to City of San Jose," provided that the City Manager determines that the City is able to provide the services and comply with any additional requirements associated with the increased grant funds. The City Manager shall process any required budgetary adjustments for City Council approval resulting from a deviation in the amounts actually received from the County for such programs.

ADOPTED this 26th day of June, 2007, by the following vote:

AYES: CAMPOS, CHIRCO, CHU, CONSTANT, CORTESE,
LICCARDO, NGUYEN, OLIVERIO, PYLE, WILLIAMS;
REED

NOES: NONE

ABSENT: NONE

DISQUALIFIED: NONE

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk

ATTACHMENT 1

AGREEMENT	DESCRIPTION	PROPOSED 2007-08 BUDGET
<u>City Manager Authority</u>		
Catholic Charities of Santa Clara County Agreement	Operate programs at the Washington Youth Center. Catholic Charities was selected through an RFP process.	\$435,500
Children's Health Initiative (HNVF)	To provide health insurance to uninsured children in the City of San Jose	\$2,100,000
Community Crime Prevention Associates (CCPA)	To evaluate and provide technical assistance to the San Jose BEST service providers, the Mayor's Gang Prevention Taskforce and the Safe School Campus Initiative.	\$130,000
Grace Baptist Church Lease Agreement	Lease of space, including church and adjacent building for operation of the Grace Community Center for a term beginning 7/1/2007 through 6/30/2008	\$117,000
Kids Love Soccer	Instructor Agreement to provide soccer instruction at various community centers for 2007-08/2008-09 (two year agreement).	\$500,000
Mexican American Community Services Corporation	Agreement with MACSA for the Operation of the MACSA Youth Center	\$275,162
San Jose Conservation Corps Agreement	Assist in removal of graffiti from private property.	\$103,531

AGREEMENT	DESCRIPTION	PROPOSED 2007-08 BUDGET
Skyhawks	Provide summer sports camps at various community centers and other locations throughout the City for a two year agreement beginning in FY 07-08 (6/1/08 – 5/31/10).	\$500,000
<u>Compensation paid to the City of San Jose</u>		
Corporation for National and Community Services Grant Application and Agreement	Submit grant application for the 2008-09 FY (which is due for submittal during the 2007-08 FY) and accept grant funds and negotiate and execute all agreements consistent with budgeted amounts if grant is awarded for provision of the Senior Companion Program	\$130,309
County of Santa Clara Agreement for Mental Health Services	Joint provision of mental health services at City's Grace Community Center.	City estimates receipt of up to \$594,899
County of Santa Clara Agreement for Senior Nutrition Program	Joint provision of a nutrition program for seniors.	City estimates receipt of up to \$1,100,000
Santa Clara County Open Space Authority (OSA)	To accept funds from OSA for the Willow Glen Spur Trail Project to acquire parcels required for future development of a trail system along a former railway alignment	\$1,000,000

<u>Director of Parks, Recreation and Neighborhood Services Authority</u>		
Bring Everyone's Strengths Together (BEST) Grant Agreements	Provide BEST grant funds to selected qualifying community based organizations and other agencies.	\$3,000,000
Healthy Neighborhood Venture Fund Agreements	Provide HNVF grant funds to selected qualifying community based organizations and other agencies.	\$4,026,944
San Jose After-school Agreements	Provide funding to school districts and other agencies where youth may receive services which may include homework assistance, tutoring, other academic and cultural enrichment, recreation and nutrition.	\$2,465,000