



AGENDA ITEM NO. 1 0

COUNCIL MEETING 06/09/11

APPROVED BY

DEPARTMENT DIRECTOR

CITY MANAGER

June 9, 2011

**FROM:** BRUCE A. RUDD, Interim Director  
Parks, After School, Recreation and Community Services Department

**BY:** SHAUN R. SCHAEFER, Community Recreation Supervisor II *SS*  
PAUL A. MELIKIAN, Administrative Manager *pm*  
Parks, After School, Recreation and Community Services Department

**SUBJECT:** 1) APPROVE AND RATIFY AMENDMENT TO CONTRACT FOR \$35,362.00 WITH FRESNO COUNTY OFFICE OF EDUCATION FOR THE PARKS, AFTER SCHOOL, RECREATION AND COMMUNITY SERVICES DEPARTMENT TO PROVIDE ADDITIONAL SERVICES FOR THE FRESNO BEST PROGRAM AT ORANGE CENTER MIDDLE SCHOOL RUNNING THROUGH JUNE 30, 2011

2) A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO ADOPTING THE 97<sup>TH</sup> AMENDMENT TO THE ANNUAL APPROPRIATION RESOLUTION NO. 2010-138 APPROPRIATING \$35,400.00 IN THE PARKS, AFTER SCHOOL, RECREATION AND COMMUNITY SERVICES DEPARTMENT TO PROVIDE ADDITIONAL SERVICES FOR THE FRESNO BEST PROGRAM AT ORANGE CENTER MIDDLE SCHOOL RUNNING THROUGH JUNE 30, 2011

### RECOMMENDATIONS

Staff recommends that the City Council approve and ratify the attached academic-year amendment agreement with the Fresno County Office of Education (FCOE) and authorize the Interim Director of Parks, After School, Recreation and Community Services (PARCS) to execute the agreement on behalf of the City. Approval of this contract will allow PARCS to receive up to \$32,000 to cover all personnel and operating costs associated with providing a collaborative After School Fresno BEST program at Orange Center Middle School through June 30, 2011.

### EXECUTIVE SUMMARY

The attached service agreement was created by FCOE for consideration and approval by both the Council and the FCOE. The contractual amendment would establish an additional commitment at \$35,362.00 for a full reimbursement of services from FCOE. The contract will allow PARCS staff to provide additional end of the school year services of the Fresno BEST Program at Orange Center Middle School. The original agreement with FCOE for \$162,000 was approved by Council on July 29, 2010. The combined total value of services for the agreement and amendment is \$197,362.

### BACKGROUND

In FY 2006, Parks, After School, Recreation and Community Services (PARCS), in conjunction with Fresno Unified School District (FUSD) began to operate the first collaborative After School High School Program, Fresno BEST, at Roosevelt High School. This 'pilot' program was conducted at one high school site in 2005.

Due to the success of the 'pilot' Fresno BEST site, PARCS expanded the Fresno BEST program to four high school sites in FY 2007, to include Sunnyside, J.E. Young, Roosevelt and Fresno High Schools.

In FY 2008, PARCS re-deployed the Literacy program resources to expand the Fresno BEST high school program to all sites, and create the Jr. BEST middle school program. Programming efforts include hiring, training, instruction, materials, supervision, and program coordination. In FY 10 the BEST program received the Ash Center for Democratic Government and Innovation awards from the prestigious Harvard University. The BEST program was selected out of nearly 600 applicants for its innovation in preparing Fresno students in employment, education or entrepreneurship. FCOE and FUSD have made business commitments to continue these program services in academic year 2011/2012.

**FISCAL IMPACT**

Approval of the attached amendment will have no impact to the General Fund. Up to \$35,362.00 of revenue will be received from FCOE as reimbursement for up to \$35,362.00 of program expenses, which includes a 10% administrative fee.

Revised 5/26/11

Attachments:      Amendment with FCOE  
                            AAR

**RESOLUTION NO. \_\_\_\_\_**

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO ADOPTING THE 97<sup>th</sup> AMENDMENT TO THE ANNUAL APPROPRIATION RESOLUTION NO. 2010-138 APPROPRIATING \$35,400 IN THE PARKS, AFTER SCHOOL, RECREATION AND COMMUNITY SERVICES DEPARTMENT TO PROVIDE ADDITIONAL SERVICES FOR THE FRESNO BEST PROGRAM AT ORANGE CENTER MIDDLE SCHOOL RUNNING THROUGH JUNE 30, 2011

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FRESNO:

THAT PART III of the Annual Appropriation Resolution No. 2010-138 be and is hereby amended as follows:

	<u>Increase/(Decrease)</u>
TO: PARKS, AFTER SCHOOL, RECREATION & COMMUNITY SERVICES DEPARTMENT PARCS Contracted Services	\$ 35,400

THAT account titles and numbers requiring adjustment by this Resolution are as follows:

PARCS Contracted Services

Revenues:

Account: <b>33847</b> Fresno County Office of Educat	\$ <u>35,400</u>
Fund: <b>24048</b>	
Org Unit: <b>170314</b>	
Total Revenues	\$ <u>35,400</u>

Appropriations:

Account: <b>51201</b> Non-Permanent Salaries	\$ 23,000
<b>51202</b> Non-Permanent Fringe	1,900
<b>56120</b> Athletic & Recreation	7,000
<b>61001</b> Contingency/Reserve	<u>3,500</u>
Fund: <b>24048</b>	
Org Unit: <b>170314</b>	
CS: <b>SQ002</b>	
Total Appropriations	\$ <u>35,400</u>

THAT the purpose is to appropriate \$35,400 in the Parks, After School, Recreation and Community Services Department to conduct additional contract services for the BEST program at Orange Center Middle School running through June 30, 2011.

**CLERK'S CERTIFICATION**

STATE OF CALIFORNIA }  
COUNTY OF FRESNO } ss.  
CITY OF FRESNO }

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, certify that the foregoing Resolution was adopted by the Council of the City of Fresno, California, at a regular meeting thereof, held on the \_\_\_\_\_ Day of \_\_\_\_\_, 2011

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

Mayor Approval: \_\_\_\_\_, 2011  
Mayor Approval/No Return: \_\_\_\_\_, 2011  
Mayor Veto: \_\_\_\_\_, 2011  
Council Override Veto: \_\_\_\_\_, 2011

REBECCA E. KLISCH  
City Clerk

---



**AMENDMENT NO. 3  
TO SERVICE PROVIDER AGREEMENT**

A. Name of Other Contracting Party: City of Fresno	
B. Effective Date of Original Contract: August 15, 2010	C. Effective Date of this Amendment: May 1, 2011

This Amendment amends the Service Provider Agreement (“Original Contract”) between the Party listed in A above and the Fresno County Superintendent of Schools (“FCSS”), which Original Contract is effective on the date stated in B above. Contractor and FCSS are also referred to collectively in this Amendment as “the Parties” and individually as “a Party.”

1. Scope of Amendment. The Parties hereby amend the Original Contract as set forth in **Exhibit A** and in each completed Service Schedule that is attached to Exhibit A. Except as specifically stated in this Amendment, all terms and conditions of the Original Contract shall remain in full force and effect and all terms used in this Amendment shall have the same meaning as in the Original Contract.
2. Effective Date of Amendment. This Amendment shall be effective commencing on the date stated in C above and shall remain in effect during the Contract Term, as this term is defined in the Original Contract, unless this Amendment is amended by a subsequent amendment or the Original Contract is otherwise amended or terminated.
3. Conflicts. If there is any conflict or inconsistency between any provision of this Amendment and any provision of the Original Contract, the provision of this Amendment shall apply and govern. If there is any conflict between any provision of this Amendment and any provision of another amendment to the Original Contract, the provision of the amendment that is most recent in time shall govern unless specifically and expressly stated otherwise in one of the amendments.

In consideration of the covenants, conditions, and stipulations set forth in this Amendment and for good and valuable consideration and/or the mutual benefits to be derived from this Amendment, the Parties, intending to be legally bound, agree as set forth in, and execute, this Amendment. Each person executing this Amendment on behalf of a Party represents that he or she is authorized to execute on behalf of, and to commit and bind, the Party to this Amendment.

OTHER CONTRACTING PARTY

FCSS

By: \_\_\_\_\_  
Print Name: Bruce Rudd  
Title: Interim-Director of PARCS

By: \_\_\_\_\_  
Larry L. Powell or Authorized Designee  
Superintendent

**APPROVED AS TO FORM  
CITY ATTORNEY'S OFFICE**  
BY: \_\_\_\_\_



**SERVICE SCHEDULE NO. 1**  
**To Service Provider Agreement**  
**FRESH After School Partnership Program**

Contractor Name: City of Fresno (Parks, After-School Recreation & Community Services)

School District: **Orange Center Elementary School District**                      School Site: **Orange Center Elementary School**

Item No.	Description of Service to be Provided by Contractor	Date(s) and Times Services are to be Provided	Location(s) if Services Are Not Provided on above-listed School Site	Amount of Compensation for Service	Payment Schedule		
					Monthly	Quarterly	Upon Completion of Service
<b>1</b>	Provide: Fresno BEST will provide excursions for students of the program. Trip costs will include staffing, meals, transportation and applicable entry fees. Program will be going on a total of nine trips.	5/2/2011; 5/7/2011; 5/14/2011; 5/21/2011; 5/28/2011; 5/30/2011; 6/4/2011; 6/11/2011;6/15/11	Tentative location for trips include locations such as; Fresno Fuego Games, Six Flags, Santa Cruz Beach Boardwalk, Great America, John Incredible Pizza, McDermott Field House.	15,000.00			15,000.00
<b>2</b>	Supplies for programming listed above including soccer jerseys and academic supplies, etc.	5/2/11-6/30/11		9,000.00			9,000.00
<b>3</b>	Provide: five (5) Leaders to instruct and coordinate Fresno Business Education and Service Training instruction for students enrolled in the Summer School Program	6/13/11-6/30/11		11,362.00			11,362.00