

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

**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 VARIOUS AGREEMENTS AND AMENDMENTS TO AGREEMENTS, ALL CONSISTENT WITH THE AMOUNTS BUDGETED FOR THESE PROGRAMS IN THE ADOPTED BUDGET FOR FISCAL YEAR 2019-2020 AND SUBJECT TO APPROPRIATION OF FUNDS**

**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**, 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 City Council (“Council”) desires to authorize the City Manager to negotiate and execute certain agreements and amendments to agreements and to accept grant funds for Parks, Recreation and Neighborhood Services programs, and to authorize the Director of Parks, Recreation and Neighborhood Services to negotiate and execute certain other agreements and amendments to agreements, all in amounts consistent with the City’s final adopted budget for Fiscal Year 2019-2020, and subject to appropriation of funds; and

**WHEREAS**, the proposed agreements to implement these various programs and the corresponding compensation paid to the City for Fiscal Year 2019-2020 are listed in Attachment A to this Resolution; and

**WHEREAS**, the proposed agreements for which authority is to be delegated to the Director of Parks, Recreation and Neighborhood Services and the corresponding compensation amounts for Fiscal Year 2019-2020 are listed in Attachment B to this Resolution; and

**WHEREAS**, the proposed agreements to implement these various programs and the corresponding compensation to be paid by the City for Fiscal Year 2019-2020 are listed in Attachment B to this Resolution; and

**WHEREAS**, in the event that the final budget adopted by Council for Fiscal Year 2019-2020 specifies amounts for these agreements that differ from those listed in Attachments A and B, the final budget amounts for Fiscal Year 2019-2020 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, and on such terms and conditions as deemed appropriate by the City Manager:

- a) The City Manager is hereby authorized to negotiate and execute all agreements, amendments, and extensions to accept funds for the Department of Parks, Recreation and Neighborhood Services identified in the "Compensation Paid to the City of San José" (Attachment A);

- b) The City Manager is hereby authorized to accept any funds exceeding the figures identified in Attachment A for the specified programs and purposes identified as "Compensation Paid to the City of San José," 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 also bring forward to City Council any items that require approval for budgetary adjustments and appropriation actions necessary for such programs; and
- c) The Director of Parks, Recreation and Neighborhood Services is hereby authorized to apply for, accept, negotiate and execute 2019-2020 agreements and amendments as identified in "Delegation of Contract Authority to Department of Parks, Recreation and Neighborhood Services Director" (Attachment B) consistent with Adopted Budget amounts for the following City programs or services:
- 1) After School Education and Safety;
  - 2) BeautifySJ Grant Program;
  - 3) Bringing Everyone's Strengths Together Grants;
  - 4) Citywide Aquatics Program;
  - 5) Community Center Reuse Program;
  - 6) County of Santa Clara Therapeutics Program;
  - 7) Family Camp Facility Use Agreements;
  - 8) Friends of PRNS Non-Profit Organizations;
  - 9) Grant Revenue Agreements;
  - 10) Happy Hollow Park & Zoo:
    - a) Education Programs;
    - b) Private Events;
  - 11) Leisure and Recreation Fee Class Vendor Agreements;
  - 12) Leisure and Recreation Program Facility Use Agreements;
  - 13) Little League Agreement(s);

- 14) Mayor's Gang Prevention Task Force:
  - a) Grant Revenue;
  - b) Related Sub-Contractor Agreements, where applicable;
  - c) Facility Use;
  - d) Memoranda of Understanding;
  - e) Evaluation Consultant Agreements;
- 15) Mitigation Monitoring and Park Maintenance Support Services;
- 16) Park Concessionaires Agreements;
- 17) Recreation of City Kids Program;
- 18) Safe Summer Initiative Grants;
- 19) Senior Health and Wellness Grants;
- 20) Spartan Keyes Neighborhood Action Center Grants;
- 21) St. James / Urban Park Activation Grants; and
- 22) Summer Food Service Program.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2019, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

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SAM LICCARDO  
Mayor

ATTEST:

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TONI J. TABER, CMC  
City Clerk

**ATTACHMENT A**

**Compensation Paid to the City of San José  
Delegation of Contract Authority to the City Manager's Office**

<b>AGREEMENT</b>	<b>DESCRIPTION</b>	<b>2019-2020 CONTRACT AUTHORITY</b>
County of Santa Clara - Behavioral Health Services Department	Joint provision of mental health services with City's Therapeutic Services.	City estimates receipt of up to \$310,000
County of Santa Clara Agreement for Senior Nutrition Program	Joint provision of a nutrition program for seniors.	City estimates receipt of up to \$1,750,000

## ATTACHMENT B

### Delegation of Contract Authority to Department of Parks, Recreation and Neighborhood Services Director

<b>Agreements Paid to the City (Revenue Agreements) and Agreements with No Monetary Exchange</b>		
<b>AGREEMENT</b>	<b>DESCRIPTION</b>	<b>2019-2020 CONTRACT AUTHORITY</b>
After School Education and Safety Agreements	Grant revenue agreements to provide after school recreation programs and facility use agreements with school districts.	Up to \$600,000 per agreement paid to the City
Citywide Aquatics Services Agreements	Agreements with service providers to deliver services in City owned pools.	Up to a total of \$50,000 per agreement paid to the City
Community Center Reuse Agreements	Reuse agreements with service providers to deliver services in community center reuse facilities.	Up to a total of \$15,000 per agreement paid to the City
County of Santa Clara - Adult Probation Department	City providing facility(s) to County to conduct peer support groups through its "Family of Friends" Program.	Up to \$22,800 per year paid to the City
Family Camp Facility Use Agreements	Agreements with other entities for the use of the facilities at Family Camp.	Up to \$25,000 per agreement paid to the City; no limit on in-kind donations
Grant Revenue Agreements	Grant revenue agreements to support the goals and objectives of the Department.	Up to \$600,000 per agreement paid to the City
Happy Hollow Education Programs	Agreements with school districts or other entities to allow Happy Hollow Park & Zoo to conduct and receive revenue for programs on non-City property.	Up to a total of \$5,000 per agreement paid to the City
Happy Hollow Private Events	Revenue agreements to reserve areas of Happy Hollow Park & Zoo and provide catering or other amenities.	Up to \$290,000 per agreement paid to the City

**Agreements Paid to the City (Revenue Agreements) and  
Agreements with No Monetary Exchange**

<b>AGREEMENT</b>	<b>DESCRIPTION</b>	<b>2019-2020 CONTRACT AUTHORITY</b>
Little League Agreements	Agreements with local Little Leagues for the use of playing fields, concession, and storage areas at City Parks.	Up to \$5,000 per agreement paid to the City
Mayor's Gang Prevention Task Force Grant Revenue and related sub-contractor Agreements	Grant revenue agreements for the Mayor's Gang Prevention Task Force.	Up to \$600,000 per agreement paid to the City
Mayor's Gang Prevention Task Force Memorandum of Understanding Agreements	MOU for agency participation in MGPTF Technical Team meetings.	No monetary exchange
Mayor's Gang Prevention Task Force Facility Use Agreements	Facility Use agreements with non-City agencies to provide space for urgent MGPTF programming.	No monetary exchange
Park Concessionaires Agreements	Concessionaire agreements with vendors to provide concessions in City parks.	Up to a total of \$100,000 per agreement paid to the City
Summer Food Service Program	Agreements with the California Department of Education to participate in the program and agreements with subcontractors to administer the operation of the program.	Up to \$70,000 paid to the City and up to \$70,000 paid by the City to subcontractors

<b>Agreements Paid by the City</b>		
<b>AGREEMENT</b>	<b>DESCRIPTION</b>	<b>2019-2020 CONTRACT AUTHORITY</b>
BeautifySJ Grant Memorandum of Understanding Agreements	Memoranda of Understanding with resident-based groups to build community and beautify public spaces.	Up to \$5,000 per agreement paid by the City
BeautifySJ Fiscal Agent Agreement	Fiscal Agent agreement with United Neighborhoods of Santa Clara County.	Up to \$400,000 paid by the City
BeautifySJ Initiative Agreements	Continuation of Transitional Jobs Program, to support the City's blight reduction efforts related to litter and trash.	Up to \$850,000 paid by the City
Bringing Everyone's Strengths Together (BEST) Grant Agreements	Grant agreements that support the efforts of the Mayor's Gang Prevention Task Force.	Up to a total of \$3,250,000 paid by the City
First 5 of Santa Clara County Agreement	Consulting agreement for preschool evaluation services.	Up to \$50,000 paid by the City
Friends of PRNS Non-Profits	Agreements with non-profit organizations created to support the Department.	Up to \$350,000 per agreement paid by the City
Leisure and Recreation Fee Class Vendor Agreements	Vendor agreements to provide recreation and leisure classes.	Up to \$500,000 per agreement paid by the City
Leisure and Recreation Program Facility Use Agreements	Agreements with school districts and other entities, for the use of non-City facilities to support department programs, classes, and camps.	Up to a total of \$25,000 paid by the City
Mayor's Gang Prevention Task Force & BEST Evaluation Consultant Agreements	Agreements with evaluation consultants to assess MGPTF and BEST-related programs and services.	Up to \$500,000 per agreement paid by the City
Mayor's Gang Prevention Task Force Grantee Agreements	Grant agreements with organizations performing work determined by grants awarded to the City by another entity.	Up to \$600,000 per agreement paid by the City



**Agreements Paid by the City**

<b>AGREEMENT</b>	<b>DESCRIPTION</b>	<b>2019-2020 CONTRACT AUTHORITY</b>
Mitigation Monitoring and Park Maintenance Support Services Agreements	Environmental consulting service agreements to monitor and evaluate the establishment and success of environmental mitigation areas, provide maintenance services, and prepare annual reports.	Up to \$3,100,000 per agreement paid by the City
Recreation of City Kids Agreements	Facility Use agreements with school districts to offer the after-school program at their sites.	Up to a total of \$100,000 paid by the City
Safe Summer Initiative Grant Agreements	Grant agreements that support summer activities and programming for youth	Up to a total of \$500,000 paid by the City
Spartan Keyes Neighborhood Action Center Grant Agreement	Grant agreement to oversee the provision of a variety of neighborhood-based services in the Spartan-Keyes community.	Up to a total of \$110,000 per year, paid by the City
Senior Health and Wellness Grant Agreements	Grant agreements to improve health and wellness for seniors ages 60 and up.	Up to a total of \$600,000 paid by the City
St. James/Urban Park Activation Grants	Grant agreements to activate parks.	Up to \$100,000 per agreement paid by the City