

FIFTH AMENDMENT TO AGREEMENT FOR PROGRAM SERVICES BETWEEN THE CITY OF SAN PABLO AND BAY AREA COMMUNITY RESOURCES

Agreement No. YA17-1012

THIS FIFTH AMENDMENT TO AGREEMENT BETWEEN THE CITY OF SAN PABLO AND BAY AREA COMMUNITY RESOURCES for program services, is entered into this **7th day of September 2021**, by and between the City of San Pablo, a municipal corporation ("City ") and **Bay Area Community Resources** ("Agency").

RECITALS:

WHEREAS, on August 7, 2017, CITY and Agency entered into an Agreement for Agency to provide coordination of community schools under the San Pablo Community Schools Initiative ("Agreement"); and

WHEREAS, on July 1, 2019, CITY and Agency entered into the First Amendment to Agreement to extend the contract period for an additional two-year term, and to fund Agency \$484,500 per fiscal year for fiscal years 2019-20 and 2020-21, and a total contract amount of \$1,745,000.00; and

WHEREAS, in April 2020, the CITY cancelled the Camp P.R.I.D.E. summer program due to the COVID-19 public health crisis, generating a cost savings of \$50,000 for the 20-21 fiscal year; and

WHEREAS, in July 2020, CITY and Agency entered into the Second Amendment to Agreement to provide literacy programming at Helms Middle School and Downer, Dover, and Riverside Elementary Schools in the 2020-21 fiscal year for additional compensation of \$5,000 and the scope was amended to require compliance with COVID-19 County Health Orders; and

WHEREAS, CITY released a Request For Proposals on July 7, 2020, and Agency applied and was selected to provide Coordination of Community Schools as the Lead Agency for Bayview and Lake Elementary Schools for additional compensation of \$215,000; and

WHEREAS, on September 8, 2020, CITY and Agency entered into the Third Amendment to Agreement to provide Coordination of Community Schools at all six San Pablo schools with the addition of Bayview and Lake Elementary Schools; and

WHEREAS, the original agreement had a term through June 30, 2019 and then two one-year options; and

WHEREAS, due to program and budget changes resulting from the COVID-19 pandemic, the City desires to extend the Agreement for an additional one-year option in alignment with a new City budget cycle and to sustain essential services while the City prepares for the release of the next Team For Youth RFP; and

WHEREAS, on May 17, 2021 CITY and Agency entered into the Fourth Amendment to Agreement to continue Coordination of Community Schools program services at all six San Pablo schools for an additional year;

WHEREAS, CITY and Agency desire to modify the Agreement related to compensation to include an additional \$10,000, which represents the restoration of WCCUSD's matching contribution;

NOW, THEREFORE, THE PARTIES DO MUTUALLY AGREE AS FOLLOWS:

1. **COMPENSATION**, Section 2 of the Agreement, "Compensation" is amended to the following, subject to funding availability authorized by City Council for fiscal year 2021-22:

"For fiscal year 2021-22, in exchange for the satisfactory performance of services that satisfy and timely achieve the milestones, performance commitments and outcomes identified herein and in the attached exhibits, City hereby agrees to pay Agency on a "cost-of-service" basis, a sum not to exceed **Six Hundred and Sixty-Four Thousand Five Hundred Dollars (\$664,500)** and a total contract amount of **Two Million Five Hundred Seventy Nine Thousand Five Hundred Dollars (\$2,579,500).**"

2. All other terms and conditions of the Agreement, as amended, shall remain in full force and effect.

APPROVED AS TO FORM:

CITY OF SAN PABLO
A Municipal Corporation

By _____
Lynn Tracy Nerland, City Attorney

By _____
Matt Rodriguez, City Manager

BAY AREA COMMUNITY RESOURCES

By _____
Mary Jo Williams, Chief Operating Officer

ATTEST:

By _____
Dorothy Gantt, City Clerk

Dated _____