

RESOLUTION NUMBER R- 300659

ADOPTED ON JUL 18 2005

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO REGARDING THE SECOND AND THIRD AMENDMENTS TO THE AGREEMENT WITH THE SAN DIEGO UNIFIED SCHOOL DISTRICT, AND RELATED ACTIONS.

WHEREAS, each year, State and Federal grant funds for San Diego's "6 to 6" Extended School Day Program ["6 to 6" Program] are passed on to the City of San Diego via an Agreement with the San Diego Unified School District [SDUSD] for the City to administer and provide "6 to 6" Programs in SDUSD elementary and middle schools; and

WHEREAS, on June 3, 2003, the City Council adopted R-298024 to accept the State of California Department of Education grant funds for Fiscal Year 2003 through Fiscal Year 2007; and

WHEREAS, on July 26, 2004, the City Council adopted R-299482, authorizing the City Manager to enter into the Fiscal Year 2005 Agreement with SDUSD, and to accept State of California Department of Education After School Education and Safety Program [ASESP] grant funds for the "6 to 6" Program at SDUSD school sites for the period of September 1, 2004 through June 30, 2005; and

WHEREAS, on February 28, 2005, the City Council adopted R-300157, authorizing the City Manager to enter into the First Amendment to the Fiscal Year 2005 Agreement with SDUSD, and to accept State of California Department of Education 21st Century Community Learning Centers [21st CCLC] grant funds for the "6 to 6" Program at SDUSD school sites for the period of May 5, 2004 through June 30, 2005; and

WHEREAS, the Fiscal Year 2005 Agreement with SDUSD expired on June 30, 2005;  
and

WHEREAS, the "6 to 6" Program for the summertime period of service (July 1 through August 31, 2005) would typically be covered in the Fiscal Year 2006 Agreement with SDUSD, but because the final State Budget actions for the Fiscal Year 2006 "6 to 6" Program grants have not yet been determined, SDUSD and the City have agreed to further amend the Fiscal Year 2005 Agreement to ensure uninterrupted services to children; and

WHEREAS, on June 21, 2005, the Board of Education approved the Second Amendment to the Agreement, which extends the term of the Agreement to August 31, 2005; and

WHEREAS, on July 12, 2005, the Board of Education approved the Third Amendment to the Agreement, which increases the amount of grant funds to be transferred to the City by \$828,782 (\$766,446 of ASESP grant funds and \$62,336 of 21st CCLC grant funds) for the operation of the "6 to 6" Program through August 31, 2005; and

WHEREAS, the Third Amendment to the Agreement with SDUSD increases the total amount of ASESP grant funds for Fiscal Year 2005 to \$14,802,996, to provide "6 to 6" Programs at 108 schools (84 elementary and 24 middle/junior high) through August 31, 2005; and

WHEREAS, the Third Amendment to the Agreement with SDUSD increases the total amount of 21st CCLC grant funds for Fiscal Year 2005 to \$2,782,117, to provide "6 to 6" Programs at 18 new schools, and to increase student participation at 15 schools currently funded by the ASESP grant, through August 31, 2005; and

WHEREAS, the "6 to 6" Programs at three year-round elementary schools (Ericson - CD5; Jerabek - CD5; and Tierrasanta - CD7), which were funded by the City in Fiscal Year 2005, are scheduled to end on July 21, 2005; and

WHEREAS, completion of the "6 to 6" Programs at these three sites through July 21, 2005 will require an additional \$15,649 of City general funds, which are available from the "6 to 6" Program prior year encumbrances; NOW, THEREFORE

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the City Manager is authorized to enter into the Second Amendment to the Agreement between the San Diego Unified School District and the City of San Diego to extend the term of the Agreement to August 31, 2005, which when executed, shall be placed on file in the Office of the City Clerk as Document No. 300659-1.

2. That the City Manager is authorized to enter into the Third Amendment to the Agreement between the San Diego Unified School District and the City of San Diego to increase the amount of State of California Department of Education grant funds to be transferred to the City by \$828,782 (\$766,446 of ASESP grant funds, and \$62,336 of 21st CCLC grant funds) for the operation of the "6 to 6" Program through August 31, 2005, which when executed, shall be placed on file in the Office of the City Clerk as Document No. 300659-2.

3. That the City Auditor and Comptroller is authorized to accept the \$828,782 of additional ASESP and 21st CCLC grant funds awarded to the "6 to 6" Program.

4. That the City Manager or his designee is authorized to enter into amendments to the Fiscal Year 2005 agreements with existing "6 to 6" providers to expend the grant funds for operation of the "6 to 6" Program through August 31, 2005, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

5. That the City Auditor and Comptroller is authorized to appropriate and expend the grant funds.

6. That the additional grant funds for the "6 to 6" Program are contingent upon execution of the Second and Third Amendments to the Agreement between the San Diego Unified School District and the City of San Diego.

7. That the City Manager or his designee is authorized to enter into amendments to the Fiscal Year 2005 agreements with existing "6 to 6" providers to expend \$15,649 of City general funds for the operation of the "6 to 6" Program at three year-round elementary schools through July 21, 2005, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

8. That the City Auditor and Comptroller is authorized to appropriate and expend \$15,649 in City general funds for the operation of the "6 to 6" Program at three year-round elementary schools through July 21, 2005.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By

  
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Michael D. Neumeyer  
Deputy City Attorney

MDN:als  
07/05/05  
Or.Dept:Comm.&Econ.Dev.  
R-2005-1393  
MMS#2176

**The City of San Diego  
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2501156

ORIGINATING

DEPT. NO.: 42

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \$15,649.00 Fund: 100

Purpose: Authorizing the expenditure to operate the 6 to 6 program from July to August 2005.

Date: July 14, 2005 By:   
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0	100	42	2754	4223	002759				\$11,771.00
001	0	100	42	2754	4223	002758				\$3,878.00
TOTAL AMOUNT										\$15,649.00

FUND OVERRIDE

**CERTIFICATION OF UNENCUMBERED BALANCE**

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \_\_\_\_\_

Vendor: \_\_\_\_\_

Purpose: \_\_\_\_\_

Date: \_\_\_\_\_ By: \_\_\_\_\_  
AUDITOR AND COMPTROLLER'S DEPARTMENT


ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

AC-361 (REV 2-92)

FUND OVERRIDE

AC 2501156

 300659

JUL 18 2005