



# Board Agenda Item 42

DATE: March 24, 2020

TO: Board of Supervisors

SUBMITTED BY: David Pomaville, Director, Department of Public Health

SUBJECT: First Amendment to Agreement No. 19-121 with Fresno County Superintendent of Schools

## RECOMMENDED ACTION(S):

**Approve and authorize the Chairman to execute Amendment I to Agreement No. 19-121 with Fresno County Superintendent of Schools, to adjust the budget and add federally required terms, effective March 24, 2020, with no change to the compensation amount or term of March 12, 2019 through September 29, 2023 (\$141,236),**

Approval of the recommended action will shift unspent year one funds in the amount of \$16,292 to year two to allow Fresno County Superintendent of Schools (FCSS) to complete scope of work deliverables and incorporate federal terms and conditions with no increase in Net County Cost. This item is countywide.

## ALTERNATIVE ACTION(S):

Should the Board not approve the recommended actions, FCSS will not be able to fully execute its scope of work deliverables and the agreement would not reflect federal terms and conditions.

## FISCAL IMPACT:

There is no increase in Net County Cost associated with the recommended action. The recommended Amendment is 100% offset with the Centers for Disease Control and Prevention (CDC) State Physical Activity and Nutrition (SPAN) grant allocation funds. The recommended amendment shifts \$16,292 between year one and year two with no change to the maximum compensation of \$141,236 over the five-year term. The revised annual budgets are as follows:

- Year One (03/12/19 - 09/29/19) \$10,208 (decrease of \$16,292)
- Year Two (09/30/19 - 09/29/20) \$44,976 (increase of \$16,292)
- Year Three (09/30/20 - 09/29/21) \$28,684 - no change
- Extension I (09/30/21 - 09/29/22) \$28,684 - no change
- Extension II (09/30/22 - 09/29/23) \$28,684 - no change

Sufficient appropriations and estimated revenues are included in the Department's Org 5620 FY 2019-20 Adopted Budget and will be included in future budget requests for the duration of the term.

## DISCUSSION:

On March 12, 2019, the Board approved a five-year Agreement with FCSS, for services to improve

physical activity and increase nutrition content by adopting nutrition and physical activity standards into Early Care and Education (ECE) programs. FCSS was unable to complete its year one scope of work deliverable within the nine-month performance period and subsequently resulted in not fully expending its year one budget. If approved, the recommended amendment will allow FCSS to complete those deliverables during the second year of its Agreement. The recommended amendment also incorporates language requiring supporting documentation with invoices, as well as contractually inform and mandate the contractor to comply with federal terms and conditions which are a requirement of the federal funding agency. All other terms of the agreement remain unchanged.

The Department will continue to work with FCSS to ensure the completion of scope of work activities, including working with ECE sites to increase adoption of nutrition and physical activity standards.

REFERENCE MATERIAL:

BAI #36, March 12, 2019

ATTACHMENTS INCLUDED AND/OR ON FILE:

On file with Clerk - First Amendment to Agreement No. 19-121

CAO ANALYST:

Raul Guerra