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# Board Cover Memorandum

**To** Board of Education

**From** Kyla Johnson-Trammell, Superintendent  
Sondra Aguilera, Chief Academic Officer  
Andrea Bustamante, Executive Director, Community Schools Student Services  
Francisco Navarro, Oakland Athletic League Commissioner

**Meeting Date** March 9, 2022

**Subject** Grant Award – Eat.Learn.Play Foundation – Middle School Sports – Community Schools and Student Services Department

**Ask of the Board** Approval by the Board of Education of Grant Award from Eat.Learn.Play Foundation, for the latter to grant \$150,000 to the District for expenses associated with Oakland Athletic League Middle School Sports Program for the period of January 1, 2022 through December 31, 2022.

**Background** Eat.Learn.Play Foundation is excited to collaborate with the District, and specifically the Oakland Athletic League (OAL), to jointly begin the work of strengthening the overall health and wellness of middle school students in the District.

**Discussion** The proposed Grant Award Letter outlines the support provided to the District by Eat.Learn.Play Foundation and the expected performance by the District. Under the Grant Award Letter, Eat.Learn.Play Foundation will grant the District \$150,000. The grant purpose is restricted to expenses associated with Middle School Sports programming. Programming will include Social Emotional Learning, Fundamental Skills Development, and Academic Support. Grant will cover the cost of equipment, uniforms, staffing, and summer enrichment program to enhance middle school sports programming across all 18 middle schools.

**Fiscal Impact** Grant Valued at \$150,000

**Attachment(s)**

- Grant Award Letter from Eat.Learn.Play Foundation to the Oakland Unified School District
- Grant Management Face Sheet



December 21, 2021

Lamont Robinson  
Assistant OAL Commissioner  
Oakland Athletic League  
1000 Broadway Ste 150

**Grant Reference # 40 – 121521**

Dear Lamont Robinson,

I am pleased to inform you that the Eat. Learn. Play. Foundation has approved a grant of \$150,000 to the Oakland Unified School District-Oakland Athletic League.

The grant is restricted for expenses associated with your Middle School Sports program described in Annex A.

Payment of your grant will occur on the following schedule:

Payment #	Payment Date	Payment Amount	Payment Method	Payment Note
1 of 1	7 days from receipt of agreement	\$150,000	Check	

Please review the Grant Award Letter and sign and return it to the Eat. Learn. Play. Foundation.

By accepting payment, you agree to all the terms and conditions set forth in this letter and the attached Annex A. Once the signed Grant Award Letter is received in our office, the grant monies will be disbursed in accordance with the schedule above.

As the Grant Award Letter indicates, your organization agrees to submit a report to the Eat. Learn. Play. Foundation on the following schedule:

- Ninety (90) days after the end of your fiscal year for each year in which you hold or spend grant funds.

The Eat. Learn. Play. Foundation is proud to support your mission.

Sincerely,

Christopher Helfrich  
CEO



**GRANT AWARD LETTER**

The grant to your organization from the Eat. Learn. Play. Foundation is for the purpose(s) described below and is subject to your organization’s acceptance of the terms and conditions herein.

**Grantee:** Oakland Unified School District - Oakland Athletic League

**Grant Award Date:** December 21, 2021

**Fiscal Year:** July 1, 2021 – June 30, 2022

**Amount of Grant:** \$150,000

**Grant Period:** Funds can be January 1 - December 31, 2022

**Grant Purpose:** Restricted to expenses associated with the Middle School Sports programming, as specifically described in Annex A.

**Grantee agrees that:**

1. Your organization certifies that it is legally authorized to receive this grant under its own policies, as well as any other applicable laws and regulations. Your organization certifies that the person accepting payment has the authority and has obtained all necessary approvals to accept the grant award.
2. Any portion of the grant not used for the stated purpose must be repaid to the Eat. Learn. Play. Foundation by your organization.
3. Oakland Unified School District is a tax exempt organization under IRC section 170(c)(1). Your organization agrees to notify the Eat. Learn. Play. Foundation immediately, in writing, of any change in its tax-exempt status (if currently a tax-exempt organization), its executive staff or key staff responsible for achieving the grant purposes, or any other change in its program that would affect its ability to achieve the grant purposes.
4. Unless specifically provided in this Grant Award Letter, your organization certifies that this grant is not earmarked for any third-party organizations or individuals.
5. You certify that your organization does not discriminate on any unlawful basis with regard to hiring or employment practices or in the administration or provision of programs and services and does not discriminate on the basis of sexual orientation or gender identity.
6. Your organization will provide a report on or before ninety (90) days after the end of your fiscal year, for each year in which you hold or spend grant funds, and such report will include all of the information requested in the reporting form at Annex B.




7. Your organization agrees it will not use the grant funds in a manner inconsistent with Internal Revenue Code Section 501(c)(3), including: (a) influencing the outcome of any specific election for candidates to public office, (b) inducing or encouraging violations of law or public policy, or (c) causing any private inurement or improper private benefit to occur.
8. The Eat. Learn. Play. Foundation reserves the right to modify or discontinue funding associated with this grant if your organization fails to comply with the terms of this Grant Award Letter, or if the Eat. Learn. Play. Foundation determines that any statements, representations or documents provided by your organization, including in any grant reports, is false or materially misleading. In such an event, your organization agrees, at the Eat. Learn. Play. Foundation's request, to repay grant funds. Your organization will indemnify, defend and hold the Eat. Learn. Play. Foundation harmless from any costs or damages incurred by the Eat. Learn. Play. Foundation related to any Oakland Unified School District misrepresentation in or failure to comply with this Grant Award Letter. Eat.Learn.Play Foundation will indemnify, defend and hold Oakland Unified School District harmless from any costs or damages incurred by Oakland Unified School District related to any Eat.Learn.Play Foundation misrepresentation in or failure to comply with this Grant Award Letter. This Grant Award Letter may be executed in counterparts, each of which shall constitute an original, but both of which, when taken together, shall constitute only one agreement.
9. Your organization agrees that (a) any public acknowledgment of this grant shall include that the support was provided by Eat. Learn. Play. Foundation, and (b) nothing in this Grant Award Letter authorizes or permits you, your organization or any other person or organization, to use any intellectual property, including but not limited to rights of publicity or to use of imagery, associated with Stephen Curry, Ayesha Curry, or any other individual or company affiliated with such persons. To ensure compliance with the foregoing provisions, your organization agrees to submit in advance to Eat. Learn. Play. Foundation, for review and revision at its reasonable discretion, any announcements your organization intends to make regarding this grant, and any publications referring to this grant your organization intends to publish, other than in its annual reports or tax returns.
10. Your organization will maintain accurate accounting records and retain records of receipts and disbursements related to the expenditure of grant funds and will keep such accounting records for at least two years after the end of the grant period. Your organization must account for grant funds separately— either in a separate bank account or a separate bookkeeping account that is dedicated to this grant's stated purpose and maintained as part of your financial records. Eat. Learn. Play. Foundation may, at its expense and on reasonable notice to your organization, inspect, audit, or copy your organization's records pertaining to this grant.




- 11. This Grant Award Letter supersedes any prior or contemporaneous oral or written understandings or communications between the parties and constitutes the entire agreement of the parties with respect to its subject matter. This Grant Award Letter may not be amended or modified, except in a writing signed by both parties.
- 12. This Grant Award Letter shall be governed by the laws of the State of California applicable to contracts to be performed entirely within the State. For the purpose of any action or proceeding arising out of or relating to this Grant Award Letter, each of the parties hereto irrevocably (a) submits to the exclusive jurisdiction of the state courts of California and to the jurisdiction of the United States District Court for the Northern District of California and (b) agrees that all claims in respect of such action or proceeding shall be heard and determined exclusively in any California state or U.S. federal court sitting in the City and County of Alameda, California.


Sign below to acknowledge this Grant Award Letter, accept its terms and be eligible to receive payment of the grant:

DocuSigned by:  
  
 B9A8A2EB790F409...  
 Eat. Learn. Play. Foundation  
 By: Christopher Helfrich  
 Its: Chief Executive Officer


7/15/2022  
 \_\_\_\_\_  
 Dated

  
 \_\_\_\_\_  
 Oakland Unified School District  
 By: Kyla Johnson-Trammell  
 Its: Superintendent

3/10/2022  
 \_\_\_\_\_  
 Dated

  
 \_\_\_\_\_  
 Oakland Unified School District  
 By: Gary Yee  
 Its: OUSD Board President

3/10/2022  
 \_\_\_\_\_  
 Dated

Approved as to form by OUSD Staff Attorney Sterling Elmore on 12/29/21 



## ANNEX A: Purpose and Budget

### Project Narrative:

These funds will be spent on providing OUSD student-athletes with a robust middle school basketball program. Programming will include social emotional learning, fundamental skills development, and academic support. Funds will cover the costs of equipment, uniforms, staffing, and summer enrichment program to enhance middle school sports programming across all 18 Middle Schools.

### Impact Measures:

- Increase Academic GPA
- Enroll 120 Students into Summer Enrichment program
- Exposure to new sports
- Increase participation by 10 students per site
- Increase female participation by 10% (compared to 2021 Fall Sports)
- Add developmental sports program leagues

### Budget:

EAT, LEARN, AND PLAY GRANT REFERENCE# 40-121521			
<b>EXPENSES</b>		<b>AMOUNT</b>	
EQUIPMENT LIBRARY (18 Schools @ \$1,500)		\$27,000.00	
UNIFORMS BUDGET		\$20,500.00	
STAFFING		\$50,000.00	
SUMMER SCHOOL MIDDLE SCHOOL PROGRAM		\$52,500.00	
<b>TOTAL</b>		<b>\$150,000.00</b>	
<b>SUMMER MIDDLE SCHOOL PROGRAM</b>			
TOTAL STUDENTS	PER DAY RATE	TOTAL DAYS	TOTAL
120	\$17.50	25	\$52,500.00



**EAT.LEARN.PLAY.**

<b>SUMMER MIDDLE SCHOOL PROGRAM - EXPENSES</b>	
FIELD TRIP TRANSPORTATION (5 TOTAL, ONE PER WEEK) DAILY YOUTH BUS PASSES	\$12,500.00
CUSTODIAL (\$200/DAY)	\$5,000.00
CULTURE KEEPER (\$200/DAY)	\$5,000.00
GROUP LEADS (4 TOTAL @\$27/HR)	\$21,600.00
SUPPLIES	\$8,400.00
<b>TOTAL</b>	<b>\$52,500.00</b>



**Annex B: Grant Reporting Form**

**Grant Report  
December 31, 2022**

- 1. Was the grant used for the agreed upon purpose? Has anything changed?**
- 2. How many clients were served by the funds? (Please provide any de-identified data by any demographics you track such as age, race, location, and gender).**
- 3. What did you learn from the project's successes and challenges that may be useful to your organization in the future?**
- 4. What should we know about your work next year, including any major changes to your leadership and programs.**
- 5. If applicable, please include any specifically requested Impact Measures at Annex A of the Grant Award Letter.**



## OUSD Grants Management Face Sheet

<b>Title of Grant:</b> Eat.Learn.Play Grant	<b>Funding Cycle Dates:</b> January 1, 2022 – December 31, 2022
<b>Grant's Fiscal Agent:</b> <small>(contact's name, address, phone number, email address)</small> Eat. Learn. Play. Foundation Christopher Helfrich 985 Third Street, NO C Oakland, CA 94607 510-775-2003 chelfrich@eatlearnplay.org	<b>Grant Amount for Full Funding Cycle:</b>  \$150,000.00
<b>Funding Agency:</b> Eat. Learn. Play Foundation	<b>Grant Focus:</b> Middle School Sports Programming
<b>List all School(s) or Department(s) to be Served:</b> Bret Harte Middle School, Coliseum College Preparatory Academy, Claremont Middle School, Edna Brewer Middle School, Elmhurst Community Prep, Frick United Academy of Language, Greenleaf Elementary, Hillcrest Elementary, La Escuelita, Life Academy, Madison Park Academy Upper Campus, Montera Middle School, Parker Elementary, Roosevelt Middle School, United for Success Academy, Urban Promise Academy, Westlake Middle School, West Oakland Middle School	

Information Needed	School or Department Response
How will this grant contribute to sustained student achievement or academic standards?	These funds will contribute to the creation of programming for middle school sports. The programming will be focused on social emotional learning, fundamental skill building, and academic support.
How will this grant be evaluated for impact upon student achievement?  <small>(Customized data design and technical support are provided at 1% of the grant award or at a negotiated fee for a community-based fiscal agent who is not including OUSD's indirect rate of 3.25% in the budget. The 1% or negotiated data fee will be charged according to an Agreement for Grant Administration Related Services payment schedule. This fee should be included in the grant's budget for evaluation.)</small>	Measures to include student participation growth. Academic and attendance data for middle school student athletes. School Teams growth in participation data.
Does the grant require any resources from the school(s) or district? If so, describe.	None
Are services being supported by an OUSD funded grant or by a contractor paid through an OUSD contract or MOU?  <small>(If yes, include the district's indirect rate of 3.25% for all OUSD site services in the grant's budget for administrative support, evaluation data, or indirect services.)</small>	Yes. Game Officials, Summer School Staffing, Field Trip Transportation.
Will the proposed program take students out of the classroom for any portion of the school day? <small>(OUSD reserves the right to limit service access to students during the school day to ensure academic attendance continuity.)</small>	No. In the summer program, one Field Trip per week is planned.

<p>Who is the contact managing and assuring grant compliance? (Include contact's name, address, phone number, email address.)</p>	<p>LAMONT ROBINSON, OAL ASSISTANT COMMISSIONER 1000 BROADWAY STE 150 OAKLAND CA 94607 <a href="mailto:lamont.robinson@ousd.org">lamont.robinson@ousd.org</a> 510-432-8809</p>
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**Applicant Obtained Approval Signatures:**

Entity	Name/s	Signature/s	Date
Principal/Administrator	Andrea Bustamante	<p>DocuSigned by: <i>Andrea Bustamante</i></p>	1/28/2022
Chief Academic Officer	Sondra Aguilera	<p>DocuSigned by: <i>Sondra Aguilera</i></p>	1/30/2022

**Grant Office Obtained Approval Signatures:**

Entity	Name/s	Signature/s	Date
Fiscal Officer	N/A		
Superintendent	Kyla Johnson-Trammell		