

LEGISLATIVE FILE

File ID No. 13-0346
Introduction Date 2.27.2013
Enactment No. 13-003
Enactment Date 3/27/13

OAKLAND UNIFIED SCHOOL DISTRICT
OFFICE OF THE SUPERINTENDENT
February 27, 2013

TO: Board of Education

FROM: Tony Smith, Ph. D, Superintendent
Timothy White, Associate Superintendent for Facilities Planning
& Management

SUBJECT: Request for Approval of Memorandum of Understanding -
Oakland Unified School District and East Bay Asian Youth
Center

ACTION REQUESTED:

Approval by the Board of Education of a Memorandum of Understanding between Oakland Unified School District and East Bay Asian Youth Center.

BACKGROUND:

The purpose of this Memorandum of Understanding (MOU) is to describe the responsibilities and obligations of the Oakland Unified School District Division of Facilities Planning & Management (OUSD) and the East Bay Asian Youth Center (EBAYC), a tax-exempt non-profit California corporation, regarding the implementation of Oakland Schoolyard Initiative (OSI) conceptual designs, approved by OUSD, for Sankofa Academy, Lowell Campus, and Sobrante Park Elementary School.

OBLIGATIONS OF OUSD

1. Co-convene Oakland Schoolyard Initiative partners and stakeholders each month to review the status and progress of OSI projects and activities.
2. Contingent on EBAYC's receipt of specified grant awards that provide match funds of the implementation and construction of the OSI conceptual designs and contingent on current OUSD construction budget projects, the OUSD will provide the following dollar amounts toward the implementation and construction of OSI conceptual design:

Sankofa Academy:	\$1,321,150.00
Lowell Campus:	\$ 762,770.00
Sobrante Park Elementary School:	\$ 549,500.00

RECOMMENDATION:

Approval by the Board of Education of a Memorandum of Understanding between Oakland Unified School District and East Bay Asian Youth Center.

September 30, 2012
Memorandum of Understanding
between
Oakland Unified School District Division of Facilities Planning & Management
and the
East Bay Asian Youth Center
regarding the implementation of
Oakland Schoolyard Initiative improvement designs for
Sankofa Academy, Lowell Campus, and Sobrante Park Elementary School.

1. **Purpose**

The purpose of this Memorandum of Understanding (MOU) is to describe the responsibilities and obligations of the Oakland Unified School District Division of Facilities Planning & Management (OUSD) and the East Bay Asian Youth Center (EBAYC), a tax-exempt non-profit California corporation, regarding the implementation of Oakland Schoolyard Initiative (OSI) conceptual designs, approved by OUSD, for Sankofa Academy, Lowell Campus, and Sobrante Park Elementary School.

2. **Term**

The term of this MOU is from April 1, 2011 through December 31, 2012.

3. **Modifications & Early Termination**

OUSD or EBAYC may modify the terms and conditions of this MOU upon the written consent of both parties to this MOU.

OUSD or EBAYC may terminate this MOU, without cause, upon 10 working days written notice to the other party.

4. **Obligations of EBAYC**

- 4.1 Convene Oakland Schoolyard Initiative partners and stakeholders each month to review the status and progress of OSI projects and activities.
- 4.2 Retain, deploy, and pay for the professional services of Neuwirth & Associates to support OUSD project managers, landscape architects, and staff to develop each of the three conceptual designs into construction plans and schedules.
- 4.3 Develop funding proposals on behalf of OSI to private and public grant-making entities to support the development and construction of OSI conceptual designs for Sankofa Academy, Lowell Campus, and Sobrante Park Elementary School.
- 4.4 Receive and manage grant awards on behalf of OSI that support the development and construction of OSI conceptual designs for Sankofa Academy, Lowell Campus, and Sobrante Park Elementary School.
- 4.5 Transfer to OUSD a total of \$552,205.00 from the following grant funds awarded to EBAYC to partially pay for the construction costs of the OSI conceptual designs at Sankofa Academy, Lowell Campus, and Sobrante Park Elementary.

OAKLAND, CA 94601
FEB 14 2013
ACCOUNTING DEPARTMENT
& MANAGEMENT
FACILITIES PLANNING

Grant Source	Sankofa Academy	Lowell Campus	Sobrante Park Elementary
The Wayne & Gladys Valley Foundation	\$156,875	\$156,875	\$0
The Stewardship Council	\$83,450	\$0	\$92,500
The Joseph & Vera Long Foundation	\$0	\$0	\$50,000
The Rogers Family Foundation	\$12,500	\$0	\$0
Totals	\$252,825	\$156,875	\$142,500

5. Obligations of OUSD


5.1 Co-convene Oakland Schoolyard Initiative partners and stakeholders each month to review the status and progress of OSI projects and activities.

5.2 Contingent on EBAYC's receipt of specified grant awards that provide match funds for the implementation and construction of the OSI conceptual designs and contingent on current OUSD construction budget projections, the OUSD will provide the following dollar amounts toward the implementation and construction of OSI conceptual designs:

Sankofa Academy:	\$1,321,150
Lowell Campus:	\$762,770
Sobrante Park Elementary School:	\$549,500

5.3 Assign appropriate OUSD project managers, landscape architects, and staff to work with Neuwirth & Associates to develop each of the three conceptual designs into construction plans and schedules.

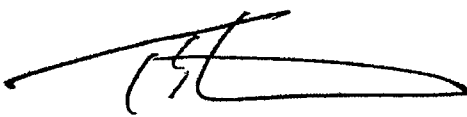
5.4 Manage all aspects of schoolyard construction.



 Gianna Tran, M.S.W.
 Deputy Executive Director
 East Bay Asian Youth Center

2/13/13


 Date



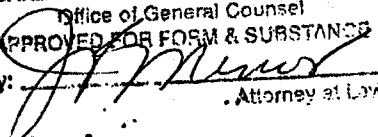
 Timothy E. White
 Assistant Superintendent
 Facilities Planning & Management
 Oakland Unified School District

2/11/13

 Date




 Vice President, Jumoke Hinton Hodge

OAKLAND UNIFIED SCHOOL DISTRICT
 Office of General Counsel
 APPROVED FOR FORM & SUBSTANCE
 By: 

 Attorney at Law

File ID Number: 13-0346
 Introduction Date: 3/21/13
 Enactment Number: 13-0603
 Enactment Date: 3/22/13
 By: o.k.



 Secretary, Board of Education
 Edgar Rakestraw Jr.