

61. Consider recommendations relating to funding for a South County open streets event. (LA-1)

Possible action:

- a. Approve revision to Fiscal Year (FY) 2023-2024 Budget Inventory Item No. 137, changing the recipient of grant funding to Open Space Allies via fiscal agent Carry the Vision, with no change to the grant amount of \$99,396.
- b. Approve delegation of authority to the Clerk of the Board of Supervisors, or designee, to negotiate, execute, amend, and/or terminate a grant agreement relating to the revised FY 2023-2024 Budget Inventory Item No. 137 providing a grant to Open Space Allies via fiscal agent Carry the Vision for the planning and implementation of a South County open streets event.

(ID# 24-5351)



Levine Act Contractor Form:
Identification of Subcontractors and Agents

Completed form submitted to the County of Santa Clara is a public record.

This Section to be completed by County Staff after Form is completed by Contractor:

Date of Board of Supervisors Meeting

When Agreement/Amendment Will Be Considered: 4/16/24

Legislative File No.: 24-5351

Instructions to Contractor for Completion of Form:

For any contract or grant/sponsorship agreement (including amendments) with the County of Santa Clara ("Agreement") that will be submitted to the County of Santa Clara Board of Supervisors for consideration, any party entering into the Agreement with the County ("Contractor") must:

- 1) Fill out Sections A, B, C, and D of this form.
 - a. For Section B, list any subcontractors identified in Contractor's solicitation/grant proposal and/or in Contractor's Agreement with the County ("Subcontractor").
- 2) Provide a separate Levine Act Subcontractor Form: Identification of Agents to each Subcontractor, if any, listed in Section B, and collect a completed form from each Subcontractor.
- 3) Provide this form and each completed Levine Act Subcontractor Form: Identification of Agents to the designated County of Santa Clara contract manager for this Agreement.

NOTE: This form is for the identification of Contractor's Subcontractors and agents only. If a Contractor, Subcontractor, or their agents have any campaign contributions they are required to disclose pursuant to the Levine Act, they must separately disclose those contributions. They may make such disclosures online at <https://www.sccgov.org/levineact>.

SECTION A – CONTRACTOR AND AGREEMENT INFORMATION

Contractor Legal Name
(include d/b/a if applicable):

CARRY THE VISION

Title or Short Description of Agreement:

FISCAL SPONSOR FOR AVELARDO J SOLIS DBA OPEN SPACE ALLIES LLC

SECTION B – SUBCONTRACTORS FOR THIS AGREEMENT

Provide list of Contractor's Subcontractors for this Agreement:

	Name of Subcontractor(s):
1.	
2.	
3.	
4.	

If there are more than four Subcontractors, please submit a supplemental form. If attaching a supplemental form, check this box: ☐

If no Subcontractors, check this box: ☒ (If no subcontractors, no Levine Act Subcontractor Forms are needed.)

(Continue to page 2)



Levine Act Contractor Form:
Identification of Subcontractors and Agents

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SECTION C – CONTRACTOR’S AGENTS

Provide list of Contractor’s Agents (as that term is defined under [Government Code section 84308](#) and [California Code of Regulations section 18438.3ⁱ](#)) for this Agreement:

	Name of Agent(s):	Name of Agent’s Firm (if applicable):
1.		
2.		
3.		
4.		
5.		
6.		

If no Agents, check this box: ☒

SECTION D – CONTRACTOR SIGNATURE

The undersigned declares that they are a representative of Contractor and are empowered to represent, bind, and execute contracts on behalf of the firm or individual. The undersigned declares that all statements in this Form are true and correct.

SHELLEY SWAN, CARRY THE VISION

EXECUTIVE DIRECTOR

Printed Name
DocuSigned by:

shelley swan
 6A3FEEB3912F421...

Title

4/15/2024

Contractor’s Authorized Representative Signature

Date

ⁱ California Code of Regulations section 18438.3 states:

(a) A person is the ‘agent’ of a party to, or a participant in, a pending proceeding involving a license, permit or other entitlement for use only if the person represents that party or participant for compensation and appears before or otherwise communicates with the governmental agency for the purpose of influencing the pending proceeding.

(b) If an individual acting as an agent is also acting as an employee or member of a law, architectural, engineering or consulting firm, or a similar entity or corporation, both the entity or corporation and the individual are “agents.”

(c) “Communication with the governmental agency for the purpose of influencing the proceeding” does not include:

(1) Drawings or submissions of an architectural, engineering, or similar nature prepared by a person for a client to submit in a proceeding before the agency if:

(A) The work is performed pursuant to the person’s profession; and

(B) The person does not make any contact with the agency other than contact with agency staff concerning the process or evaluation of the documents prepared by the official; or

(2) Purely technical data or analysis provided to an agency by a person who does not otherwise engage in direct communication for the purpose of influencing the proceeding.



24-5351

DATE: April 16, 2024

TO: Board of Supervisors

FROM: Gregory G. Iturria, County Budget Director

SUBJECT: Revision to Fiscal Year 2023-2024 Budget Inventory Item No. 137

RECOMMENDED ACTION

Consider recommendations relating to funding for a South County open streets event. (LA-1)

Possible action:

- a. Approve revision to Fiscal Year (FY) 2023-2024 Budget Inventory Item No. 137, changing the recipient of grant funding to Open Space Allies via fiscal agent Carry the Vision, with no change to the grant amount of \$99,396.
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FISCAL IMPLICATIONS

Approval of the recommended action would have no new impact to the County General Fund.

Funding in the amount of \$99,396 was allocated in the FY 2023-2024 Adopted Budget as part of the Inventory Process to provide residents with family activities in their park and community. This action continues to support community activation and recreation in South County, while reallocating this funding for the planning and implementation of an open streets event in South County.

REASONS FOR RECOMMENDATION AND BACKGROUND

This report updates the response from Administration to the referral by Supervisor Arenas at the March 12, 2023 Board of Supervisors meeting (Item No. 35) in which the Board directed Administration to provide a report relating to options to award the inventory grant initially earmarked for Nueva Vida (fiscal agent Carry the Vision) to Carry the Vision for the South County Open Streets Proposal.

Following the referral and consultation with Supervisorial District One, Administration

Approved: 04/16/2024

recommends revising the award of grant funding to Open Space Allies, via fiscal agent Carry the Vision, who intend to move this proposal forward within the timeframe of the grant.

This recommendation aligns the grant funding with Carry the Vision's expressed interest in moving this proposal forward as the fiscal agent of Open Space Allies, LLC, and its founder Ed Solis. Carry the Vision is a 501(c)(3) non-profit organization based in Gilroy, that works to catalyze and accelerate inclusive economic and social well-being initiatives that advance racial and gender equity principles.

The South County open streets event will be a health and community program that will transform South County streets temporarily to open park land. Accessible to all ages and abilities, the program will also bring economic impact, positive air quality, and social integration serving the greater South County area.