

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

620



FROM: Office on Aging

SUBMITTAL DATE:
December 14, 2009

SUBJECT: Employment Stimulus (ES) FY 2009-10 Allocation Revision for the American Recovery and Reinvestment Act (ARRA) Contract Amendment #1.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve and Authorize Chair to sign and execute Employment Stimulus Contracts agreement amendment 1 for FY 2009-2010 with the California Department of Aging.
2. Direct the Clerk of the Board to return four (4) copies of Agreements amendment to the Office on Aging for further processing.

BACKGROUND: This original agreement between the Office on Aging (OOA) and the California Department on Aging (CDA) was approved by the Board of Supervisors on June 16, 2009 as agenda item 3.35. The agreement authorized ARRA total funds of \$173,940 for the OOA senior employment program for two fiscal years.

This Contract Amendment #1 transmits a revised Fiscal Year 2009-2010 ARRA budget display and Exhibit F.

This amendment incorporates the following changes:

Exhibit B, page 7, titled Budget Display, amendment 1, is attached and replaces the original Continue on page 2...

Edward F. Walsh

Edward F. Walsh, Director

FORM APPROVED COUNTY COUNCIL
BY: NEAL R. KIPNIS DATE

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ 0	For Fiscal Year:	09/10

SOURCE OF FUNDS: N/A	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY: *Lani Sioson*
Lani Sioson

County Executive Office Signature

Dept's Recomm.: Consent Policy
Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.: 3.35 06/16/09 | **District:** All | **Agenda Number:**

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

3.12

Exhibit B, page 7 Budget Display. This budget display shows the revised amounts for FY09-10 incorporating carryover funds for FY08-09.

The Budget, revision 1, is incorporated by reference and replaces the original Budget.

Exhibit F which is titled "Special Terms and Conditions for ARRA Funds" incorporates sections on Whistleblower Protection Act, Trafficking Victims Protection Act, Contractor Registration and Reporting requirements.

All other terms and conditions shall remain the same.

There is no financial impact on County General Funds in this amendment.

STANDARD AGREEMENT AMENDMENT

STD. 213 A (Rev 6/03)

CHECK HERE IF ADDITIONAL PAGES ARE ATTACHED _____ Pages

AGREEMENT NUMBER ES-0809-21	AMENDMENT NUMBER 1
REGISTRATION NUMBER	



- This Agreement is entered into between the State Agency and Contractor named below:
STATE AGENCY'S NAME
California Department of Aging
CONTRACTOR'S NAME
COUNTY OF RIVERSIDE
- The term of this Agreement is **April 1, 2009** through **June 30, 2010**
- The maximum amount of this Agreement after this amendment is: **\$ 173,940**
One hundred seventy-three thousand nine hundred forty and 00/100
- The parties mutually agree to this amendment as follows. All actions noted below are by this reference made a part of the Agreement and incorporated herein:

This amendment incorporates the following changes:

- Exhibit B, pages 7, titled Budget Display, amendment 1, is attached and replaces the original Exhibit B, Page 7 Budget Display.
- The Budget, revision 1, is hereby incorporated by reference and replaces the original Budget.
- Exhibit F is attached and incorporated into this Agreement.

All other terms and conditions shall remain the same.

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR		CALIFORNIA Department of General Services Use Only
CONTRACTOR'S NAME (If other than an individual, state whether a corporation, partnership, etc.) COUNTY OF RIVERSIDE		
BY (Authorized Signature) 	DATE SIGNED (Do not type)	
PRINTED NAME AND TITLE OF PERSON SIGNING NEAL R. KIPNICK		
ADDRESS 6296 RIVERCREST DRIVE, SUITE K RIVERSIDE CA 92507		
STATE OF CALIFORNIA		
AGENCY NAME California Department of Aging		<input checked="" type="checkbox"/> Exempt per: Mello Grunland Older Californians Act and AG OP 80-111
BY (Authorized Signature) 	DATE SIGNED (Do not type)	
PRINTED NAME AND TITLE OF PERSON SIGNING Rachel de la Cruz, Manager, Contracts and Business Services Section		
ADDRESS 1300 National Drive, Sacramento, CA 95834		

FORM APPROVED COUNTY CLERK
 BY: NEAL R. KIPNICK

State of California
 California Department of Aging
 CDA 276 (Rev 01/06)

Award#: ES-0809-21
 Date: 11/19/2009
 Amendment #: 1

Exhibit B - Budget Detail, Payment Provisions, and Closeout

**SENIOR COMMUNITY SERVICE EMPLOYMENT STIMULUS
 Budget Display FY 2008-09 and 2009-10**

County of Riverside

2008/09 FEDERAL FUNDS		
Federal Title V *		
2008/09 Original Allocation		33,278
2008/09 Expenditures		-
2008/09 Carryover		33,278
2008/09 Participant Slots	4	
2009/10 FEDERAL FUNDS		
Federal Title V *		
2009/10 Original Allocation		140,662
2008/09 Carryover		33,278
TOTAL 2009/10 FEDERAL TITLE V w/2008/09 Carryover		173,940
2009/10 Participant Slots	17	
Grand Total Federal Funds Allocated for 08/09 and 09/10		173,940
Total Participant Slots		21
* Maximum of 8% allowed for Administration		
* Minimum of 79% for participant wages and fringe benefits		

Exhibit F – Special Terms and Conditions for ARRA Funds

Whistleblower Protection Act:

Contract agrees that both it and its subcontractors shall comply with Section 1553 of the ARRA, which prohibits all non-federal Contractors, including the State, and all contractors of the State, from discharging, demoting or otherwise discriminating against an employee for disclosures by the employee that the employee reasonably believes are evidence of: (1) gross mismanagement of a contract relating to ARRA funds; (2) a gross waste of ARRA funds; (3) a substantial and specific danger to public health or safety related to the implementation or use of ARRA funds; or (5) a violation of law, rule, or regulation related to an agency contract (including the competition for or negotiation of a contract) awarded or issued relating to ARRA funds. Contractor agrees that it and its subcontractors shall post notice of the rights and remedies available to employees under Section 1553 of the Title XV of Division A of the ARRA.

Trafficking Victims Protection Act

This Agreement is subject to the requirements of Section 106(g) of the Trafficking Victim's Protection Act of 2000, as amended (22 U.S.C. 7104).

Contractor Registration. The Contractor must maintain current registrations in the Central Contractor Registration (www.ccr.gov) at all times during which they have active federal awards funded with Recovery Act funds. A Dun and Bradstreet Data Universal Numbering System (DUNS) Number (www.dnb.com) is one of the requirements for registration in the Central Contractor Registration.

Reporting Requirements

Contractor Quarterly Reporting Data: In order for State agencies receiving ARRA funds to prepare required reports, subject to Section 1512 reporting, the Contractor agrees to provide to the awarding State agency or designee, State and federal reporting information on a quarterly basis. Reports will be submitted on forms provided by the Department. Required quarterly information shall include, but not be limited to:

- a. DUNS number.
- b. Award number.
- c. CFDA number.
- d. Federal Program title.
- e. Contractor legal name.
- f. Contractor address with ZIP + 4.
- g. Contractor Congressional District.
- h. Amount of award received.
- i. Amount of award disbursed.
- j. Date award signed.
- k. Primary project location(s) with ZIP +4 and State Assembly and Senate District.

Exhibit F – Special Terms and Conditions for ARRA Funds

- i. Names and total compensation of each of the five most highly compensated officers for the calendar year in which the contract is awarded if, in the preceding fiscal year, the contractor received:
 1. 80 percent or more of the annual gross revenues from Federal contracts (and subcontracts), loans, grants (and sub grants) and cooperative agreements.
 2. \$25,000,000 or more in annual gross revenues from Federal contracts (and sub contracts), loans, grants (and sub grants) cooperative agreements.
 3. the public does not have access to information about the compensation of the senior executives through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange act of 1934 (15 USC78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986.
- m. Number of hours worked by all individuals funded by the ARRA grant.
- n. Titles of all jobs funded by the ARRA grant.
- o. Other reporting information as required by State and/or federal agencies.

Subcontractor Quarterly Reporting Data: The Contractor will collect from any Recovery Act Subcontractor and report to the Department, or designee, on a quarterly basis the following required information:

- a. Award number.
- b. Contractor DUNS number OR;
- c. Contractor headquarters ZIP + 4 and Vendor business name.
- d. Product and service description.
- e. Number of hours worked by all individuals funded by the ARRA contract.
- f. Titles of all jobs funded by the ARRA contract.
- g. Amount invoiced by the subcontractor to the contractor.
- h. Other reporting information as required by State and/or federal agencies.
- i. Community Service Employment Program will complete the SPARQ tool.

Contractor Monthly Reporting Data: On a monthly basis the Contractor will collect and report to the Department on the "AAA Monthly ARRA Data Report" the following required information:

Exhibit F – Special Terms and Conditions for ARRA Funds

- a. For Senior Community Service Employment Program: the number of hours worked by all individuals in administrative positions funded by the ARRA grant.
- b. All required information will be cumulative for the Fiscal Year.
- c. Other reporting information as required by State and/or federal agencies.