

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

619



FROM: Office on Aging

SUBMITTAL DATE:
December 14, 2009

SUBJECT: Title IIIC Nutrition Stimulus Funds FY 2009/2010 Allocation revision for the American Recovery and Reinvestment Act (ARRA) contract amendment #1 with the California Department on Aging (CDA).

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Approve and authorize Chair of the Board to sign and execute the Title IIIC Nutrition Stimulus Funds agreement (NS 0809-21) for FY 09/10 amendment #1 with the California Department on Aging (CDA).
- 2) Direct the Clerk of the Board to return all (4) copies of each contract to the Office on Aging for further processing.

BACKGROUND: The original agreement was approved by the Board of Supervisor on June 16, 2009 agenda number 3.36 between the Office on Aging and the California Department on Aging (CDA). The Agreement authorized total ARRA funds of \$479,722 for the OOA senior nutrition program for two fiscal years.

Continue on next page...

Edward F. Walsh

Edward F. Walsh, Director

FINANCIAL
DATA

Current F.Y. Total Cost: \$ 0
Current F.Y. Net County Cost: \$ 0
Annual Net County Cost: \$ 0

In Current Year Budget: N/A
Budget Adjustment: N/A
For Fiscal Year: 09/10

SOURCE OF FUNDS: N/A

Positions To Be
Deleted Per A-30 ☐

Requires 4/5 Vote ☐

C.E.O. RECOMMENDATION:

APPROVE

BY:

Lani Sioson
Lani Sioson

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Tavaglione, seconded by Supervisor Stone and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: None
Date: January 12, 2010
xc: Office on Aging

Kecia Harper-Ihem
Clerk of the Board

By: *Kecia Harper-Ihem*
Deputy

Prev. Agn. Ref.: 3.36 6/16/2009 District: All Agenda Number:

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

3.11

APPROVED BY: NEAL R. KIPNIS
DATE: *12/14/09*

Departmental Concurrence

Policy ☒

Policy ☒

Consent ☐

Consent ☐

Dep't Recomm.: ☐

Per Exec. Ofc.: ☐

From: Office on Aging

Date: December 14, 2009

SUBJECT: FY 2009/2010 Allocation revision for the American Recovery and Reinvestment Act (ARRA) contract amendment #1 with the California Department on Aging (CDA).

BACKGROUND: (continued)

This amendment transmits the revised Fiscal Year 2009-2010 American Recovery and Reinvestment Act budget display and adds Exhibit F.

This amendment incorporates the following changes:

Exhibit B-1, pages 8 and 9, title Budget Display, amendment 1, is attached and replaces the original Exhibit B, page 8, Budget Display. This budget display shows the revised amounts for FY09-10 incorporating carryover funds for FY08-09.

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

Exhibit F which contains Whistleblower Protection Act, Trafficking Victims Protection Act, Contractor Registration, and Reporting Requirements is attached and incorporated into this Agreement.

All other terms and conditions shall remain the same.

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

STANDARD AGREEMENT AMENDMENT

STD. 213 A (Rev 6/03)

☒ CHECK HERE IF ADDITIONAL PAGES ARE ATTACHED 5 Pages

AGREEMENT NUMBER

NS-0809-21

REGISTRATION NUMBER

AMENDMENT NUMBER

1

1. 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
2. The term of this Agreement is April 1, 2009 through September 30, 2010
3. The maximum amount of this Agreement after this amendment is: \$ 479,722
Four hundred seventy-nine thousand seven hundred twenty-two and 00/100
4. 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-1, pages 8 and 9, titled Budget Display, amendment 1, is attached and replaces the original Exhibit B, page 8, 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.

WHEN DOCUMENT IS FULLY EXECUTED RETURN

CLERK'S COPY

to Riverside County Clerk of the Board, Stop 1010
Post Office Box 1147, Riverside, Ca 92502-1147
Thank you.

All other terms and conditions shall remain the same.

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

CONTRACTOR

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)

1-12-2010

PRINTED NAME AND TITLE OF PERSON SIGNING

MARION ASHLEY CHAIRMAN, BOARD OF SUPERVISORS

ADDRESS

6296 RIVERCREST DRIVE, SUITE K RIVERSIDE CA 92507

STATE OF CALIFORNIA

AGENCY NAME

California Department of Aging

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

CALIFORNIA
Department of General Services
Use Only

☒ Exempt per: Mello Grunland
Older Californians Act. AG OP No. 80-111.

ATTEST:
KECIA HARPER-IHEM, Clerk
By DEPUTY

DATE
BY: NEAL R. KIPNIS
ARM APPROVED COUNTY CLERK

Exhibit B-1, Budget Detail, Payment Provisions, and Closeout

State of California

California Department of Aging

CDA 001 (Rev. 11/05)

NS-0809-21

7/1/2009

#1

11/4/2009

NUTRITION ECONOMIC STIMULUS PLAN

Budget Display

Fiscal Year 2008/09

County of Riverside

	2008-2009 Allocation	Total Expenditures	2009-2010 Carryover
Congregate Nutrition			
Federal Title IIIC1	112,512	-	112,512
Total Congregate Nutrition	112,512	-	112,512
Home-Delivered Meals			
Federal Title IIIC2	55,391	-	55,391
Total Home Delivered Meals	55,391	-	55,391
Grand Total - All Funds	167,903	-	167,903
Funding Summary			
Federal Funds	167,903	-	167,903
	167,903	-	167,903

Exhibit B-1, Budget Detail, Payment Provisions, and Closeout

State of California

California Department of Aging

CDA 001 (Rev. 11/05)

NS-0809-21

7/1/2009

#1

11/4/2009

NUTRITION ECONOMIC STIMULUS PLAN

Budget Display

Fiscal Year 2009/10

County of Riverside

	2009-2010 Original Allocation	2008-09 Carryover	Revised 2009-10 Allocation
Congregate Nutrition			
Federal Title IIIC1	208,951	112,512	321,463
Total Congregate Nutrition	208,951	112,512	321,463
Home-Delivered Meals			
Federal Title IIIC2	102,868	55,391	158,259
Total Home Delivered Meals	102,868	55,391	158,259
Grand Total - All Funds	311,819	167,903	479,722
Funding Summary			
Federal Funds	311,819	167,903	479,722
	311,819	167,903	479,722
Total Contracted Funds 2008-2009 & 2009-2010 =		479,722	

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.

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:

- a. For Aging Home-Delivered Nutrition Services: the cumulative number of ARRA unduplicated persons served, the number of ARRA meals served, the number of hours worked by all individuals

Exhibit F – Special Terms and Conditions for ARRA Funds

funded by the ARRA grant, and the titles of all jobs funded by the ARRA grant.

- b. For Aging Congregate Nutrition Services: the number of ARRA unduplicated persons served, the number of ARRA meals served, the number of hours worked by all individuals funded by the ARRA grant, and the titles of all jobs funded by the ARRA grant.
- c. All required information will be cumulative for the Fiscal Year.
- d. Other reporting information as required by State and/or federal agencies.

DEPARTMENT OF AGING

1300 National Drive, Suite 200
SACRAMENTO, CA 95834
Internet Home Page: www.aging.ca.gov
TDD Only 1-800-735-2929
FAX Only (916) 928-2500
(916) 419-7531



November 17, 2009

To: COUNTY OF RIVERSIDE

Enclosed are four Standard Agreements for Contract Number NS-0809-21 Amendment 1 in the amount of \$ 479,722 which changes the amount available for FY 2009-10 to \$ 479,722. Any additional documents that need to be submitted with this contract are checked below:

☐ Insurance Certificate or letter of self-insurance for: ☐ General Liability (6/30/2010)
☐ Auto (6/30/2010)
☐ Professional (6/30/2010)

☒ Resolution (True)

Please sign and return all four copies of the Contract and any additional documents required to:

California Department of Aging
1300 National Drive, Suite 200
Sacramento, CA 95834

If you have any questions, please contact me at (916) 419-7157. Thank you.

Don Fingado
Contract Analyst
California Department of Aging



DEPARTMENT OF AGING

1300 NATIONAL DRIVE, SUITE 200
 SACRAMENTO, CA 95834-1992
 Internet Home Page: www.aging.ca.gov
 TDD Only 1-800-735-2929
 FAX Only (916) 928-2267
 Phone Number (916)



PROGRAM MEMO

TO: AREA AGENCY ON AGING DIRECTORS	NO.: PM 09-24(P)
SUBJECT: Nutrition Stimulus (NS) FY 2009-10 Allocation Revision for the American Recovery and Reinvestment Act (ARRA) Contract Amendment #1	DATE ISSUED: November 19, 2009
REVISED	EXPIRES: September 30, 2010
REFERENCES: ARRA of 2009	SUPERSEDES:
PROGRAMS AFFECTED: <input type="checkbox"/> All <input type="checkbox"/> Title III-B <input checked="" type="checkbox"/> Title III-C1/C2 <input type="checkbox"/> Title III-D <input type="checkbox"/> Title III-E <input type="checkbox"/> Title V <input type="checkbox"/> CBSP <input type="checkbox"/> MSSP <input type="checkbox"/> Title VII <input type="checkbox"/> ADHC <input type="checkbox"/> Other: _____	
REASON FOR PROGRAM MEMO: <input type="checkbox"/> Change in Law or Regulation <input type="checkbox"/> Response to Inquiry <input checked="" type="checkbox"/> Other Specify: Allocation revision to include carryover funds from FY 2008-09	
INQUIRIES SHOULD BE DIRECTED TO: Your Assigned AAA-Based Team Fiscal Specialist	

Summary of Changes

This Program Memo (PM) transmits your revised Fiscal Year (FY) 2009-2010 American Recovery and Reinvestment Act (ARRA) Nutrition Stimulus (NS) Contract (NS-0809) Amendment #1. This revision incorporates:

- carryover funds from FY 2008-2009 into the FY 2009-10 Budget Display.
- addition of Exhibit F – Special Terms and Conditions for ARRA Funding, which includes:
 - additional reporting requirements that were issued after the release of the original contract
 - Whistleblower Protection Act and Trafficking Victims Protection Act language as required in federal contracts
 - requirement that all Area Agencies on Aging (AAA) must be registered in the Central Contractor Registration (www.ccr.gov) at all times during receipt of ARRA funds.

ARRA Carryover Funds

Please review the attached Budget Display to verify the amount is correct and create a budget revision that incorporates the revised allocation. Carryover funds may not be expended until the contract amendment is fully executed.

ARRA Budget Revision Due Date

Simultaneous with the distribution of the PM, the Fiscal Team will email an electronic master copy of the NS Budget form (CDA 122s) to AAAs. **An electronic copy of your revised ARRA Budget will be due to your assigned AAA-Based Team Fiscal Specialist as soon as possible, but no later than 30 days from the date of this PM.**

NOTE: Contract amendment and instructions package will be mailed to the designated Agency Contract Representative (ACR).



Lynn Daucher
Director