

**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

**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: *[Signature]*
Deputy

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

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 **June 30, 2010**3. The maximum amount of this **\$ 173,940**Agreement after this amendment is: **One hundred seventy-three thousand nine hundred forty 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, 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

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)

1-29-10

PRINTED NAME AND TITLE OF PERSON SIGNING

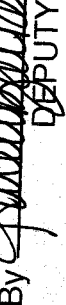
Rachel de la Cruz, Manager, Contracts and Business Services Section

ADDRESS

1300 National Drive, Sacramento, CA 95834CALIFORNIA
Department of General Services
Use Only☒ Exempt per: Mello Grunland
Older Californians Act and AG OP 80-111

ATTEST:

KECIA HARPER-IHEM, Clerk

By  DEPUTYFORM APPROVED BY COUNTY CLERK
DATE
BY: NEAL R. KIPNIE

2010-03-099057

2 12 JAN 19 2010

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.

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 18, 2009

To: COUNTY OF RIVERSIDE

Enclosed are four Standard Agreements for Contract Number ES-0809-21 Amendment 1 in the amount of \$ 173,940 which changes the amount available for FY 2009-10 to \$ 173,940. 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
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FAX Only (916) 928-2267
Phone Number (916)



PROGRAM MEMO

TO: AREA AGENCY ON AGING DIRECTORS	NO.: PM 09-23(P)
SUBJECT: Employment Stimulus (ES) FY 2009-10 Allocation Revision for the American Recovery and Reinvestment Act (ARRA) Contract Amendment #1	DATE ISSUED: November 19, 2009
REVISED	EXPIRES: June 30, 2010
REFERENCES: ARRA of 2009	SUPERSEDES:
PROGRAMS AFFECTED: <input type="checkbox"/> All <input type="checkbox"/> Title III-B <input type="checkbox"/> Title III-C1/C2 <input type="checkbox"/> Title III-D <input type="checkbox"/> Title III-E <input checked="" 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) Employment Stimulus (ES) Contract (ES-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:
 - clarification of reporting requirements that were issued after the release of the original contract
 - Whistleblower Protection Act and Trafficking Victims Protection Act language 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 ES Budget form (CDA 35s) 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