

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



ITEM: 3.42  
(ID # 11307)

**MEETING DATE:**

Tuesday, December 10, 2019

**FROM :** SHERIFF-CORONER-PA:

**SUBJECT:** SHERIFF-CORONER-PA: Approval of the Sheriff's Continued Participation in the State and Federal Surplus Property Program. [All District], [\$0]

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Approve the submission of the Application for Eligibility for the State & Federal Surplus Property Program, including related forms and certifications, and authorize the Sheriff, or his designee(s) to sign the Application, the forms, and certifications on behalf of the County;
2. Approve the State of California Department of General Services' form resolution authorizing the Sheriff and his designee(s) to acquire surplus property through the State and Federal Surplus Property Program and authorize the Chairman of the Board to sign the resolution on behalf of the County; and,
3. Authorize the Sheriff or his designee(s) to sign Program participatory documents required for participation in the Surplus Property Program, as approved by County Counsel, to be submitted to the California Emergency Management Agency (Cal OES).

**ACTION:**Policy

*Robert Gunzel*

Robert Gunzel, Assistant Sheriff

11/21/2019

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**MINUTES OF THE BOARD OF SUPERVISORS**

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

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt  
Nays: None  
Absent: None  
Date: December 10, 2019  
xc: Sheriff

Kecia R. Harper  
Clerk of the Board  
By: *Kecia R. Harper*  
Deputy

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

<b>FINANCIAL DATA</b>	<b>Current Fiscal Year:</b>	<b>Next Fiscal Year:</b>	<b>Total Cost:</b>	<b>Ongoing Cost</b>
<b>COST</b>	\$ 0	\$ 0	\$ 0	\$ 0
<b>NET COUNTY COST</b>	\$ 0	\$ 0	\$ 0	\$ 0
<b>SOURCE OF FUNDS: \$ 0</b>			<b>Budget Adjustment: No</b>	
			<b>For Fiscal Year: 19/20 – 22/23</b>	

**C.E.O. RECOMMENDATION:** [CEO use]

3-29 11/15/16  
BR# 20-040

**BACKGROUND:**

**Summary**

Since the late 1990's, the Sheriff's Department has participated in several Federal surplus programs, which have included the Department of Defense 1033 Excess Property Program and the Federal Surplus Property Program. Over the years, the Department has acquired many valuable and useful items, including helicopters and weapons. The Department's acquisition of surplus property has saved the County tens of thousands of dollars.

To continue our participation in the programs for an additional three-year period, the State Department of General Services requires that the Board of Supervisors adopt a resolution authorizing specific Sheriff's Department employees to acquire participatory documents with Cal OES.

Lastly, the Sheriff's Department, on behalf of the County, will sign and agree to release of liability for the State and Federal Department of Defense for any property damage and/or serious injury and death that may arise from the use of equipment acquired through the programs. County Counsel has approved all surplus programs documents submitted to the State Department of General Services.

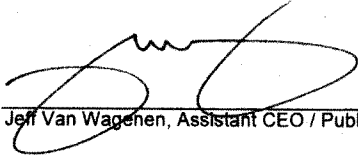
**Impact on Residents and Businesses**

The equipment acquired supports the Sheriff's Department to better equip personnel serving the citizens of Riverside County.

**Attachments**

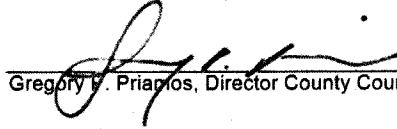
State & Federal Surplus Property Program renewal application – 1 copy

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



Jeff Van Wagenen, Assistant CEO / Public Safety

11/21/2019



Gregory V. Priaplos, Director County Counsel

11/21/2019

STATE OF CALIFORNIA  
APPLICATION FOR ELIGIBILITY  
**STATE & FEDERAL SURPLUS PROPERTY PROGRAM**

In completing this form please print or type information.

A. Name of Organization Riverside Sheriff's Department Telephone 951-955-8860  
Address 4095 Lemon Street City Riverside County Riverside Zip 92501  
E-Mail Address ishulda@riversidesheriff.org Fax Number 951-955-2428

1. Application is being made as a (please check one) (a) Public agency  or (b) qualified nonprofit and tax-exempt organization . Check all spaces that apply and provide all requested data.

B. PUBLIC AGENCY: Check either state  or local

Conservation  
 Economic Development  
 Education  
Grade Level \_\_\_\_\_  
(Preschool, K-12, college)  
Enrollment \_\_\_\_\_  
No. of faculty \_\_\_\_\_  
No. of days in school year \_\_\_\_\_  
 Parks & Recreation  
 Public Health  
 Public Safety  
 Two or more of above  
 Other (specify) \_\_\_\_\_

NONPROFIT AGENCY OR ORGANIZATION:

Education  
Grade Level \_\_\_\_\_  
(Preschool, K-12, college)  
 School for the mentally or physically handicapped  
Enrollment \_\_\_\_\_  
No. of faculty \_\_\_\_\_  
No. of days in school year \_\_\_\_\_  
No. of school sites \_\_\_\_\_  
 Educational radio or television station  
 Museum  
 Library  
 Medical institution  
 Hospital  
 Health center  
 Clinic  
 Other (specify) \_\_\_\_\_

1. Are the applicant's services available to the public at large? No If only a specified group of people is served, please indicate who comprises this group. \_\_\_\_\_

2. Checklist of signed and completed documents submitted with this application:

- SASP Form No. 202 "Resolution," properly signed and approved by the Governing Board designating representatives, including their signatures,  authorized to bind the applicant organization to service fees submitted by the State of California.  
 SASP Form No. 203, nondiscrimination compliance assurance.  
 Certification Regarding Debarment, Suspension, Ineligibility, & Voluntary Exclusion as required by the General Services Administration of the U.S. Government.  
 Other statements or documentation required, as may be specified.

Printed Name and Title of Administrator or Director: Chad Bianco - Sheriff / Coroner / Public Administrator

Date: 10/21/19

Signature of Administrator or Director: \_\_\_\_\_

**FOR STATE SURPLUS AGENCY USE ONLY**

Application approved \_\_\_\_\_ Application disapproved \_\_\_\_\_

Comments or additional information: \_\_\_\_\_

Date: \_\_\_\_\_ Signed: \_\_\_\_\_

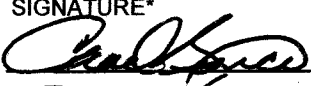
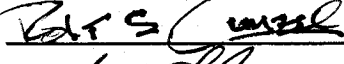
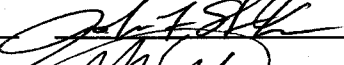
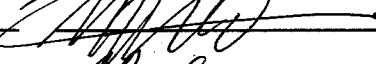
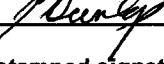
Donee Number: \_\_\_\_\_ Billing Code: \_\_\_\_\_

DEC 10 2019 3.42

Governor Gavin Newsom

**RESOLUTION**

"BE IT RESOLVED by the Governing Board, and hereby ordered that the official(s) and/or employee(s) whose name(s), title(s), and signature(s) are listed below shall be and is (are) hereby authorized as our representative(s) to acquire surplus property through the auspices of the California State Agency for Surplus Property and accept responsibility for payment of incidental fees by the surplus property agency under the Terms and Conditions accompanying this form or listed on the reverse side of this form."

NAME (Print or Type)	TITLE	SIGNATURE*	E-MAIL ADDRESS
A. Chad Bianco	Sheriff		<u>ibianco@riversidesheriff.org</u>
Robert Gunzel	Assistant Sheriff		<u>rgunzel@riversidesheriff.org</u>
John Shulda	Lieutenant		<u>jshulda@riversidesheriff.org</u>
Marcus Abbe	Sergeant		<u>mabbe@riversidesheriff.org</u>
Joseph Dunlap	Deputy Sheriff		<u>jdunlap@riversidesheriff.org</u>

**\*Note: All signatures must be in original form. No copied or stamped signatures**


B. The above resolution was PASSED AND ADOPTED this 10th day of Dec., 2019, by the Governing Board of the:  
County of Riverside by the following vote: AYES: 5; NOES: 0; ABSENT: 0  
 Agency Name


I, Kecia Harper Clerk of the Governing Board known as Board of Supervisors

Do hereby certify that the foregoing is a full, true and correct resolution adopted by the governing board of the below named organization at the meeting thereof held at its regular place of meeting on this date and by the vote above stated, a copy of said resolution is on file in the principap office of the Governing Board.

**ATTEST:**

**KECIA R. HARPER, Clerk**

Signed by: , Chairman

BY:  **DEPUTY**  
 County of Riverside  
 Name of Organization  
 4080 Lemon Street  
 Mailing Address  
 Riverside / 92501 / Riverside  
 City Zip Code County

**NOTE: ALL LOCAL GOVERNMENT & NON-PROFIT INCORPORATED ORGANIZATIONS HAVE A GOVERNING BOARD, THEREFORE COMPLETE ONLY SECTIONS "A" & "B". THE FOLLOWING SECTION "C" IS FOR STATE AGENCIES ONLY**


C. AUTHORIZED this \_\_\_ day of \_\_\_ 20\_\_\_ by: \_\_\_\_\_  
 Signature of Administrative Officer

Printed Name of Chief Administrative Officer \_\_\_\_\_ Title \_\_\_\_\_

Organization Name \_\_\_\_\_ Street Address \_\_\_\_\_

City \_\_\_\_\_ ZIP Code \_\_\_\_\_ County \_\_\_\_\_

STATE OF CALIFORNIA AGENCIES ARE REQUIRED TO PROVIDE THEIR STATE BILLING CODE: \_\_\_\_\_

BY:   
 SUSANNA N. OH  
 COUNTY CLERK  
 DATE 11/14/19

### Application Checklist

#### Government and Special Districts

State Agency  
 County  
 City  
 Public School / District (College's, Universities)  
 Special District (Water Districts, Cemetery's, Utilities)

Name of Organization: Riverside Sheriff's Department

Contact Name: Lieutenant John Shulda

Contact Name: Phone Number/Email Address:

(951) 955-8860 jshulda@riversidesheriff.org

Form 201 – Application	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Form 202 – Resolution with Board Minutes (When Applicable)	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Form 203 – Non-Discrimination Certification	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Form 204 – Racial Demographic and National Origins of all Persons within your service Area <b>(<a href="https://factfinder.census.gov">https://factfinder.census.gov</a>)</b>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Debarment Form	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Sign and Date Terms and Conditions	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Proof of State/Public Agency Status (Listing in State Directory etc.)	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Current CBEDS or WASC (if applicable) <b>(<a href="https://dq.cde.ca.gov/dataquest/">https://dq.cde.ca.gov/dataquest/</a>)</b>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Return Completed Original Application to: Federal Surplus Property Program 1700 National Drive Sacramento, CA 95834 <b>(Please maintain a copy for your records)</b>	Yes <input type="checkbox"/>	No <input type="checkbox"/>

- Eligibility is limited to the period covered by the certification. Certifications are generally issued on an annual basis; therefore, the provider must update annually or as required by the approval on their certification.

Notes:

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Reviewed by:	Date:
Yes <input type="checkbox"/> No <input type="checkbox"/>	
Approved:	Expires:
New <input type="checkbox"/> Renewal <input type="checkbox"/>	
Donor Number:	Billing Code:

STATE OF CALIFORNIA  
DEPARTMENT OF GENERAL SERVICES  
OFFICE OF FLEET AND ASSET MANAGEMENT  
CASASP 203 (Rev 5/2018)

**ASSURANCE OF COMPLIANCE WITH GSA REGULATIONS UNDER TITLE VI OF  
THE CIVIL RIGHTS ACT OF 1964, SECTION 606 OF TITLE VI OF THE FEDERAL  
PROPERTY AND ADMINISTRATIVE SERVICES ACT OF 1949, AS AMENDED,  
SECTION 504 OF THE REHABILITATION ACT OF 1973, AS AMENDED,  
TITLE IX OF THE EDUCATION AMENDMENTS OF 1972, AS AMENDED  
AND SECTION 303 OF THE AGE DISCRIMINATION ACT OF 1975**

Riverside Sheriff's Department, (hereinafter called the "donee"),  
(Name of donee organization)


**HEREBY AGREES THAT** the program for or in connection with which any property is donated to the donee will be conducted in compliance with, and the donee will comply with and will require any other person (any legal entity) who through contractual or other arrangements with the donee is authorized to provide services or benefits under said program to comply with, all requirements imposed by or pursuant to the regulations of the General Services Administration (41 CFR 101-6.2) issued under the provisions of Title VI of the Civil Rights Act of 1964, Section 606 of Title VI of the Federal Property and Administrative Services Act of 1949, as amended, Section 504 of the Rehabilitation Act of 1973, as amended, Title IX of the Education Amendments of 1972, as amended, and Section 303 of the Age Discrimination Act of 1975, to the end that no person in the United States shall on the ground of race, color, national origin, sex, or age, or that no otherwise qualified handicapped person shall solely by reason of the handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity for which the donee received Federal assistance from the General Services Administration; and **HEREBY GIVES ASSURANCE THAT** it will immediately take any measures necessary to effectuate this agreement.

The donee further agrees that this agreement shall be subject in all respects to the provisions of said regulations; that this agreement shall obligate the donee for the period during which it retains ownership or possession of any such property; that the United States shall have the right to seek judicial enforcement of this agreement; and, this agreement shall be binding upon any successor in interest of the donee and the word "donee" as used herein includes any such successor in interest.

Date 10/21/19

Riverside Sheriff's Department  
Donee Organization

BY

  
(President/Chairman of the Board  
or comparable authorized official)

**Chad Bianco - Sheriff**

4095 Lemon Street

Riverside, CA 92501-3601

Donee Mailing Address

**STATE OF CALIFORNIA  
 APPLICATION FOR ELIGIBILITY  
 STATE & FEDERAL SURPLUS PROPERTY PROGRAM**

Pursuant to Federal Regulation 28 C.F.R. §§ 42.401 - 42.415, a recipient is mandated to report to the Federal Government the racial and national origins of all persons within your service area. You are therefore asked to supply the Office of Fleet and Asset Management with the race and national origins of individuals you serve in your service area (it may be helpful to refer to the US Census to determine the racial makeup of your service area at [www.factfinder.census.gov/](http://www.factfinder.census.gov/)). This form must be completed and returned with the rest of the eligibility packet in order to qualify for the Federal Surplus Property Program. Your answers on this form in no way affect your eligibility; however, not returning the form will delay the processing of your application.

<b>American Indian or Alaskan Native</b> <u>1.90%</u>	Persons having origins in any of the tribal people of North America, and who maintain cultural identification through tribal affiliation or community recognition.
<b>Asian / Pacific Islander</b> <u>%7.1 / 0.4</u>	Persons having origins in any of the original peoples of the far east, Southeast Asia, Pacific Islands, or the Indian Subcontinent. This includes China, Japan, Korea, The Philippines, and Samoa.
<b>Black</b> <u>7.20%</u>	Persons having origins in any of the black racial groups of Africa.
<b>Hispanic</b> <u>49.60%</u>	Persons of Mexican, Puerto Rican, Cuban, Central or South American, or other Spanish culture or origin, regardless of race.
<b>White</b> <u>79.70%</u>	Person having origins in any of the original people of Europe, North Africa, or the Middle East.
<b>Other</b> % <u>          </u>	(Specify) _____

Print Name John Shulda

Title Lieutenant

Signature 


Date 10/21/19



**QuickFacts**  
**Riverside County, California; United States**

QuickFacts provides statistics for all states and counties, and for cities and towns with a *population of 5,000 or more*.

**Table**

Race and Hispanic Origin	Riverside County, California	United States
Population estimates, July 1, 2018, (V2018)	2,450,758	327,167,434
 PEOPLE		
<b>Race and Hispanic Origin</b>		
White alone, percent	▲ 79.7%	▲ 76.5%
Black or African American alone, percent (a)	▲ 7.2%	▲ 13.4%
American Indian and Alaska Native alone, percent (a)	▲ 1.9%	▲ 1.3%
Asian alone, percent (a)	▲ 7.1%	▲ 5.9%
Native Hawaiian and Other Pacific Islander alone, percent (a)	▲ 0.4%	▲ 0.2%
Two or More Races, percent	▲ 3.6%	▲ 2.7%
Hispanic or Latino, percent (b)	▲ 49.6%	▲ 18.3%
White alone, not Hispanic or Latino, percent	▲ 34.7%	▲ 60.4%

About datasets used in this table

Value Notes

▲ Estimates are not comparable to other geographic levels due to methodology differences that may exist between different data sources.

Some estimates presented here come from sample data, and thus have sampling errors that may render some apparent differences between geographies statistically indistinguishable. Click the Q left of each row in TABLE view to learn about sampling error.

The vintage year (e.g., V2018) refers to the final year of the series (2010 thru 2018). *Different vintage years of estimates are not comparable.*

Fact Notes

- (a) Includes persons reporting only one race
- (b) Hispanics may be of any race, so also are included in applicable race categories
- (c) Economic Census - Puerto Rico data are not comparable to U.S. Economic Census data

Value Flags

Either no or too few sample observations were available to compute an estimate, or a ratio of medians cannot be calculated because one or both of the median estimates falls in the interval of an open ended distribution.

- D Suppressed to avoid disclosure of confidential information
- F Fewer than 25 firms
- FN Footnote on this item in place of data
- NA Not available
- S Suppressed; does not meet publication standards
- X Not applicable
- Z Value greater than zero but less than half unit of measure shown

QuickFacts data are derived from: Population Estimates, American Community Survey, Census of Population and Housing, Current Population Survey, Small Area Health Insurance Estimates, Small Area Poverty Estimates, State and County Housing Unit Estimates, County Business Patterns, Nonemployer Statistics, Economic Census, Survey of Business Owners, Building Permits.

ABOUT US

- Are You in a Survey?
- FAQs
- Director's Corner
- Regional Offices
- History
- Research
- Scientific Integrity
- Census Careers
- Diversity @ Census
- Business Opportunities
- Congressional and Intergovernmental
- Contact Us

FIND DATA

- QuickFacts
- American FactFinder
- 2010 Census
- Economic Census
- Interactive Maps
- Training & Workshops
- Data Tools
- Developers
- Catalogs
- Publications

BUSINESS & INDUSTRY

- Help With Your Forms
- Economic Indicators
- Economic Census
- E-Stats
- International Trade
- Export Codes
- NAICS
- Governments
- Longitudinal Employer-Household Dynamics (LEHD)
- Survey of Business Owners

PEOPLE & HOUSEHOLDS

- 2020 Census
- 2010 Census
- American Community Survey
- Income
- Poverty
- Population Estimates
- Population Projections
- Health Insurance
- Housing
- International
- Genealogy

SPECIAL TOPICS

- Advisors, Centers and Research Programs
- Statistics in Schools
- Tribal Resources (AIAN)
- Emergency Preparedness
- Statistical Abstract
- Special Census Program
- Data Linkage Infrastructure
- Fraudulent Activity & Scams
- USA.gov

NEWSROOM

- News Releases
- Release Schedule
- Facts for Features
- Stats for Stories
- Blogs

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**CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND  
VOLUNTARY EXCLUSION – LOWER TIER COVERED TRANSACTIONS**

**This certification is required by the General Services Administration regulations implementing Executive Order 12549-41 CFR 105-68 – for all lower tier transactions meeting the requirements stated at 41 CFR 105-68.110.**

**Instructions for Certification**

1. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.

2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department of agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

3. The prospective lower tier participant shall provide immediate written notice to the person to whom this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or had become erroneous by reason of changed circumstances.

4. The terms "covered transaction," "debarred," "suspended," "ineligible," "lower tier covered transaction," "participant," "person," "primary covered transaction," "principal," "proposal," and "voluntarily excluded," as used in this clause, have the meanings set out in the Definitions and Coverage section of rule implementing Executive Order 12549. You may contact the person to which this proposal is submitted for assistance in obtaining a copy of those regulations.

5. The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which

this transaction originated. 6. The prospective lower tier participant further agrees by submitting this proposal that it will include this clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion – Lower Tier Covered Transaction," without modification, in all lower tier covered transactions and in all solicitation for lower tier covered transactions.

7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under CFR part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from covered transactions, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Nonprocurement Programs.

8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

**Certification**

(1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any Federal department or agency.

(2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

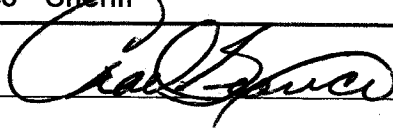
**NAME OF DONEE APPLICANT**

Riverside Sheriff's Department

**NAME AND TITLE OF AUTHORIZED REPRESENTATIVE**

Chad Bianco - Sheriff

**SIGNATURE**



**DATE**

10/21/19

**Certifications and Agreements including Terms, Conditions, Reservations and Restrictions to be included  
On Agency Issued or Distribution Documents  
The Donee Certifies That:**

- 1) It is a public agency; or an approved non-profit institution or organization, exempt from taxation under Section 501 of the Internal Revenue Code of 1986; within the meaning of Section 203(j) of the Federal Property and Administrative Services Act of 1949, as amended, and the regulations of the General Services Administration (GSA).
- 2) The property is needed and will be used by the recipient for carrying out for the residents of a given political area one or more public purposes, or, if a nonprofit tax-exempt institution or organization or 8(a) business, the property is needed for and will be used by the recipient for educational or public health purposes, or for programs for older individuals, or for business purposes. The property is not acquired for any other use or purpose, or for sale or other distribution; or for permanent use outside the State, except with prior approval of the CSASP.
- 3) Funds are available to pay any and all costs and charges incidental to the receipt of surplus property, and that property is not being acquired for any other use(s) or purpose(s), is not for sale. The fee schedule is available upon request from the CSASP.
- 4) Any transaction shall be subject to the nondiscrimination regulations governing the donation of federal surplus personal property issued under Title VI of the Civil Rights Act of 1964 (41 USC 2000d-2000d-4a), as amended, section 504 of the Rehabilitation Act of 1973, as amended, Title IX of the Education Amendments of 1972, as amended, section 303 of the Age Discrimination Act of 1975, and the Civil Rights Restoration Act of 1987.
- 5) If the Donee is designated by the Federal Small Business Administration 8(a) Program as a socially and economically disadvantaged small business and the SBA and CSASP have both determined the Donee is eligible to receive federal surplus property as a donation, the Donee certifies that the property acquired is needed and will be used solely for the conduct of the Donee's business enterprise: and the Donee certifies to A. (3), (4) and (5).

**The Donee Agrees to the Following Federal Conditions:**

- 6) All items of property, other than items with a unit acquisition cost of \$5000 or more and passenger motor vehicles, regardless of acquisition cost, shall be placed in use for the purpose(s) for which it was acquired within one year or receipt, and shall be placed in continuous use for one year from the date the property was placed in use. In the event the Donee does not place the property in use, or continuous use, the Donee shall immediately notify the CSASP, and, at the Donee's expense, make the property available for transfer or other disposal as directed by the CSASP.
- 7) Special handling or use limitations as are imposed by Federal GSA on any item(s) under which the item(s) are being allocated to the Donee.
- 8) In the event the Donee does not use the property as required by Sections C (1) and (2) below, at the option of the GSA, title and right to the possession of such property shall revert to the United States of America and, upon demand, the Donee shall release such property to such person as GSA or its designee shall direct.

**B) The Donee Agrees to the Following Conditions Applicable to Items with a Unit Acquisition Cost of \$5,000 or More and Passenger Motor Vehicles, Regardless of Cost. Except Vessels 50 Feet or More in Length and Aircraft Regardless of Acquisition Cost:**

- 1) The property shall be placed in use within one year of receipt, and shall be used only for the purpose(s) for which it was acquired and for no other purpose(s).
- 2) There shall be a period of restriction which will expire after such property has been used for the purpose(s) for which it is acquired for a period of 18 months from the date the property is placed in use, except for such item(s) of major equipment for which the CSASP designates a further period of restriction.
- 3) In the event the property is not so used as required by Sections C (1) and (2), at the option of the CSASP, title and right to the possession of such property shall, at the option of the CSASP, revert to the State of California, and the Donee shall release such property to such person as the CSASP shall direct.

**C) The Donee Agrees to the Following Terms, Reservations and Restrictions:**

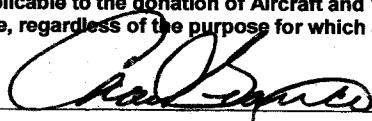
- 1) From the date it receives the property and throughout the time period(s) imposed by Sections B and C (as applicable) remain in effect, the Donee shall not sell, trade, lease, lend, bail, cannibalize, encumber, or otherwise dispose of such property, or remove it permanently, for use outside the State of California, without the prior approval of GSA or the CSASP. The proceeds from any sale, trade, lease, loan, bailment, encumbrance or other disposal of the property, when the GSA or the CSASP authorizes such action, shall be remitted promptly by the Donee to GSA or the CSASP, as applicable. If the Donee takes action in ignoring or disregarding the foregoing restrictions after the date the Donee received the property and before expiration of the time periods imposed by Sections C or D as applicable, at the option of the GSA or the CSASP, the Donee shall pay to the GSA or the CSASP any proceeds derived from the disposal, and/or the fair market or rental value of the property at the time of such unauthorized disposal as determined by the GSA or the CSASP as applicable.
- 2) If at any time, from the date the Donee receives the property throughout the time periods by Sections B and C as applicable, the Donee determines that some or all of the property is no longer suitable, usable, or further needed for the purpose(s) for which it was acquired, the Donee shall promptly notify the CSASP and shall, as directed by the CSASP, return the property to the CSASP, or release the property to another Donee or another state agency, or a department or agency of the United States, or sell or otherwise dispose of the property. The Donee shall remit the proceeds from the sale promptly to the CSASP.
- 3) The Donee shall make reports to the CSASP which shall state the use, condition, and location of the property, and shall report on other pertinent matters as may be required from time to time by the CSASP.
- 4) At the option of the CSASP, the Donee may abrogate the conditions set forth in Section B and the terms, reservations and restrictions pertaining in Section D by payment of an amount as determined by the CSASP.

**D) The donee Agrees to the Following Conditions, Applicable to all Items of Property:**

- 1) The property acquired by the Donee is on an "As Is," "where is" basis, without warranty of any kind.
- 2) If the Donee carries insurance against damages to or loss of property due because of fire or other hazards, and the damage to, loss or destruction to donated property with unexpired terms, conditions, reservations or restrictions, occurs, the CSASP will be entitled to reimbursement from the Donee out of the insurance proceeds, in an amount equal to the unamortized portion of the fair value of the damaged or destroyed donated property.

**E) Terms, conditions, reservations and restrictions set forth in the Conditional Transfer Document executed by the authorized Donee representative are applicable to the donation of Aircraft and Vessels of 50 Feet or more in length having an acquisition cost of \$5,000 or more in length or more, regardless of the purpose for which acquired.**

SIGNATURE: \_\_\_\_\_



DATE: \_\_\_\_\_

10/21/19