

CONTRACT ROUTING SHEET

Date Prepared: 08/21/12

Need Date: 09/01/12

PROCESSING DEPARTMENT:

Department: Sheriff's OES

Dept. Contact: Tania Donnelly

Phone #: 621-6636

Department Head Signature: *John D. [Signature]*

CONTRACTOR:

Name: State of CA Dept of Boating and Waterways

Address: _____

Phone: _____

CONTRACTING DEPARTMENT:

Service Requested: Approval to sign Equipment Grant Agreement

Contract Term: 08/01/12 - 9/30/13 Contract Value: \$47,300

Compliance with Human Resources requirements? Yes: _____ No: N/A

Compliance verified by: _____

COUNTY COUNSEL: (Must approve all contracts and MOU's)

Approved: Disapproved: _____ Date: 8-23/12 By: *Justin Kern*

Approved: _____ Disapproved: _____ Date: _____ By: _____

See memo that is attached. Identify County Contract Administrator.

EL DORADO COUNTY COUNSEL
2012 AUG 21 AM 11:10

PLEASE FORWARD TO RISK MANAGEMENT. THANKS!

RISK MANAGEMENT: (All contracts and MOU's except boilerplate grant funding agreements)

Approved: Disapproved: _____ Date: 8-27-12 By: *[Signature]*

Approved: _____ Disapproved: _____ Date: _____ By: _____

Public Enemy - State of CA

**RISK MANAGER
EL DORADO COUNTY**

RECEIVED
HUMAN RESOURCES DEPT.
12 AUG 27 AM 10:47

OTHER APPROVAL: (Specify department(s) participating or directly affected by this contract).

Departments: _____

Approved: _____ Disapproved: _____ Date: _____ By: _____

Approved: _____ Disapproved: _____ Date: _____ By: _____



OFFICE OF COUNTY COUNSEL
INTER-DEPARTMENT MEMORANDUM

TO: Tania Donnelly, Sheriff's Department
FROM: Judith Kerr, Deputy County Counsel JK
DATE: August 23, 2012
RE: Agreement #177-01311

The Grant Agreement with the State of California Department of Boating and Waterways is approved with the understanding that you identify a County Contract Administrator.

Please be advised of the following unique terms:

Grant requirements to purchase equipment include the following certifications by the County that must be completed and returned with the grant documents (subcontractors must also comply when applicable):

1. No financial conflicts of interest for El Dorado County Sheriff's Department, Board members and employees involved in the grant process, under Government Code sections 1090 to 1096 (see Exhibits A and D);
2. Compliance with state regulations regarding implementation of the Disabled Veteran Business Enterprise Participation Requirements under Article XVI;
3. Compliance with Article XVII Recycling Certification (see Exhibit D);
4. Compliance with Article XVIII Contractors Certification Clauses (CCC) Document 298 that appears to be incorporated in part of Exhibit D. Corrina Dugger, Enforcement Unit with the Department of Boating and Waterways, will confirm that Document 298 is in fact attached.

I suggest that you contact Procurement and Contracts to ensure that the County complies with certifications 2, 3 and 4 because there are penalties associated with any inaccurate certification.

“The EQUIPMENT purchase must be completed no later than June 30, 2013. See page 1 of the contract. Exhibit A, Article II A provides that the term of the contract is 15 years unless terminated earlier in accordance with the terms of the agreement. Exhibit A, Article VI D, also provides that the CONTRACT shall terminate three years after the effective date... if the GRANTEE has not received all of the GRANT prior to such date.”

The legal owner of the purchased equipment is the State of California, Department of Boating and Waterways and the County must obtain written approval to transfer interest in the equipment and must replace the equipment at its own expense if it is destroyed or rendered useless prior to the expiration of the contract in 15 years, unless the agreement is terminated earlier under the terms of the agreement. See Exhibit A, Articles IV and V.

The grant contains a non-standard liability provision and the County provides the state with a comprehensive indemnification, defense and hold harmless agreement in regard to all claims that are related to the grant. See Exhibit A, Article VIII.

The County can use its own procurement procedures provided that they comply with federal and state laws including 49 CFR Part 18 Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Government. See Exhibit A, Article XIII.

Exhibit A, Article XIII provides that grantee must comply with specific procurement standards regarding advertising, adequate purchase description, sealed bids and public openings

The documents related to the grant are subject to audit under Exhibit A, Article XIV and must be retained for a minimum of three (3) years after final payment.



Judith Kerr <judith.kerr@edcgov.us>

Fwd:

1 message

Tania Donnelly <donnellt@edso.org>

Thu, Aug 23, 2012 at 10:43 AM

To: judith.kerr@edcgov.us

Judith,

Here is that confirmation you were needing. Let me know if there is anything else you need.

Thanks,

----- Forwarded message -----

From: **Dugger, Corrina@DBW** <Corrina.Dugger@dbw.ca.gov>

Date: Thu, Aug 23, 2012 at 10:40 AM

Subject: RE:

To: Tania Donnelly <donnellt@edso.org>

Hummm looks like it,

*Corrina Dugger**Corrina Dugger**Law Enforcement Unit**Department of Boating and Waterways**2000 Evergreen Street, Suite 100**Sacramento, CA 95815**916/263.8184 direct**916/263-0357 fax**corrina.dugger@dbw.ca.gov*

From: Tania Donnelly [mailto:donnell@edso.org]
Sent: Wednesday, August 22, 2012 3:31 PM
To: Dugger, Corrina@DBW
Subject:

Corrina,

In reviewing the Boating and Waterways Equipment Grant contract we received, can you confirm that the attached linked document is the same as CCC298 referenced in Article XVIII - Contractor Certification Clauses, Paragraph A?

Thanks for your help on this.

<http://www.dgs.ca.gov/ols/Resources/Archive.aspx>

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Tania Donnelly
Department Analyst II
El Dorado County Sheriff's Dept
300 Fair Lane
Placerville, CA 95667
530/621-6636 (PH)
530/642-9473 (FAX)

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Tania Donnelly
Department Analyst II
El Dorado County Sheriff's Dept
300 Fair Lane
Placerville, CA 95667