



**District Attorney
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

KUYLER CROCKER
District One

PETE VANDER POEL
District Two

AMY SHUKLIAN
District Three

EDDIE VALERO
District Four

DENNIS TOWNSEND
District Five

AGENDA DATE: June 30, 2020-REVISED

Public Hearing Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Published Notice Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Advertised Published Notice	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Meet & Confer Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Personnel Resolution attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>

CONTACT PERSON: Dan Underwood PHONE: 636-5494

SUBJECT: Approve an amendment to an Agreement with the California Governor's Office of Emergency Services

REQUEST(S):

That the Board of Supervisors:

1. Approve an amendment to Agreement No. 29432 with the California Governor's Office of Emergency Services for the Unserved/Underserved Victim Advocacy and Outreach Program grant, to reduce the total project amount from \$273,438 to \$226,307 retroactively, for the period October 1, 2019 through December 31, 2020, due to the recent opportunity presented by the California Governor's Office of Emergency Services to reduce the County's cash match;
2. Find that the Board had authority to enter into the proposed amendment as of October 1, 2019, and that it was in the County's best interest to enter into the amendment on that date; and
3. Authorize the Chairman to sign the Amendment.

SUMMARY:

On October 15, 2019, the Board approved Agreement No. 29432 (Resolution No. 2019-0873) with the California Governor's Office of Emergency Services (Cal OES) in the amount of \$273,438 for the Unserved/Underserved Victim Advocacy and Outreach Program (UV Program), for the project period October 1, 2019 through December 31, 2020. The amount included \$218,750 in grant funding, and \$54,668 in match funding.

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The Department was recently notified that Cal OES, as a result of the COVID-19 pandemic's affect on local revenue, is allowing all grant recipients to waive the remainder of the cash match that has not been paid to date. For the UV Program, the amount of match paid to date is \$7,557. The remaining match of \$47,131 will be waived. The new total project amount is \$226,307, which includes \$218,750 in grant funding, and \$7,557 in match funding.

The reduction will not place a hardship on the program, as one staff vacancy will result in a program savings of approximately \$63,000. This Amendment will reduce the Net County Cost from \$54,688 to \$7,557.

The following terms of the original agreement deviate substantively from the standard County boilerplate: 1) The Agreement is contingent on the availability of funds to the state and federal governments. In the event of insufficient funding, Cal OES can immediately reduce or cancel the County's funding under the Agreement; 2) The County, not the State, is solely responsible for any liability that results from the Agreement; 3) The Agreement is subject to state and/or federal laws and regulations, even if they are enacted after the Agreement is executed; 4) The County must comply with federal and state record-keeping requirements, and the relevant federal and state officials and agencies have a right to access records under the Agreement; 5) The County must submit the following to Cal OES: (a) audit reports and (b) progress reports regarding activities under the Agreement. Cal OES may conduct site visits at the County to ensure compliance. If the County does not meet these requirements, it may lose current and/or future funding under the Agreement; 6) Cal OES, not the County, owns all the intellectual property rights that stem from the Agreement; 7) The County is prohibited from assigning its rights under the Agreement, but this prohibition does not extend to the State; and 8) The County signs the Agreement first.

The proposed amendment to the agreement does not include any additional deviations from the standard County boilerplate. The only changes to the original agreement, as amended to date, are a change in the dollar amount of the agreement, from \$273,438 to \$226,307. The price for services has not changed.

FISCAL IMPACT/FINANCING:

Through this grant amendment, the total UV Program budget will be reduced from \$273,438 to a total amount of \$226,307, which includes \$218,750 in grant funding and \$7,557 in match funding. The Department has met its obligated match, therefore there will be no additional net County cost for the remainder of Fiscal Year 2019/20 or Fiscal Year 2020/21.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The County's five-year Strategic Business Plan and Management System include Safety and Security initiatives to provide for the safety and security of the public. This grant program provides advocacy services to victims of crime, helping to fulfill this initiative.

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DATE: June 30, 2020

ADMINISTRATIVE SIGN-OFF:

/s/ Dan Underwood

Dan Underwood
Chief Deputy District Attorney

cc: County Administrative Office

Attachment(s) Grant Subaward Amendment

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF APPROVE AN AMENDMENT TO AN AGREEMENT WITH THE CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES))))))	Resolution No. _____ Agreement No. _____
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UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD _____, BY
THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: JASON T. BRITT
 COUNTY ADMINISTRATIVE OFFICER/
 CLERK, BOARD OF SUPERVISORS

BY: _____
 Deputy Clerk

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