



**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: September 15, 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. 29461 with the California Governor's Office of Emergency Services for the Human Trafficking Advocacy Program grant, to reduce the total project amount from \$115,371 to \$92,296 retroactively, for the period January 1, 2020 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 January 1, 2020, 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 November 5, 2019, the Board approved Agreement No. 29461 (Resolution No. 2019-0924) with the California Governor's Office of Emergency Services (Cal OES) in the amount of \$115,371 for the Human Trafficking Advocacy Program (HA Program), for the project period January 1, 2020 through December 31, 2020. The amount included \$92,296 in grant funding, and \$23,075 in match funding.

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

DATE: September 15, 2020

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 HA Program, the amount waived will be \$23,075. The new total project amount is \$92,296, which includes only grant funding of \$92,296. This Amendment will reduce the Net County Cost from \$23,075 to \$0.

A prior agreement, Agreement No. 29461, identical except for the dollar value, was approved as to form by County Counsel on October 29, 2019. The substantive deviations from the standard County boilerplate identified in the prior agenda item were: 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 from the prior agreement, as amended to date, are a change in the dollar value of the agreement, from \$115,371 to \$92,296. The price for services has not changed.

FISCAL IMPACT/FINANCING:

Through this grant amendment, the total HA Program budget (Unit 3162) will be reduced from \$115,371 to \$92,296, which now includes only the grant award of \$92,296. There will be no cash match required. There will be no net County cost.

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 human trafficking crimes, helping to fulfill this initiative.

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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) Resolution No. _____
WITH THE CALIFORNIA GOVERNOR'S) Agreement No. _____
OFFICE OF EMERGENCY SERVICES)
)

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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2. Found that the Board had authority to enter into the proposed amendment as of January 1, 2020, and that it was in the County's best interest to enter into the amendment on that date; and
3. Authorized the Chairman to sign the Amendment.