

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: Community Services Agency

BOARD AGENDA # \*B-10

Urgent

Routine

AGENDA DATE December 8, 2009

CEO Concurs with Recommendation YES  NO

4/5 Vote Required YES  NO

(Information Attached)

SUBJECT:

Approval of the Fiscal Year 2009-2010 Contract Amendments #1 with the California Department of Education (CDE) for the Administration of the Child Care and Development Block Grant

STAFF RECOMMENDATIONS:

1. Approve the amendments to the C2AP-9071 and C3AP-9068 contracts with the California Department of Education (CDE) for the administration of the Child Care and Development Block Grant.
2. Authorize the Director of the Community Services Agency (CSA) or her assistant director designee to sign these contract amendments and any other amendments not to exceed the total amended contract amount.

(STAFF RECOMMENDATIONS continued on Page 2)

FISCAL IMPACT:

The C2AP-9071-01 contract amendment for \$877,968 increases the total amount of this contract from \$8,343,426 to \$9,221,394. The C3AP-9068-01 contract amendment for \$146,234 increases the total amount of this contract from \$2,492,346 to \$2,638,580. Appropriations and estimated revenues of \$1,024,202 to increase the Community Services Agency Program Services and Support budget for the current year are identified in the attached Budget Journal.

(FISCAL IMPACT continued on Page 2)

BOARD ACTION AS FOLLOWS:

No. 2009-805

On motion of Supervisor Chiesa Seconded by Supervisor Grover

and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Grover, Monteith, and Chairman DeMartini

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1)  Approved as recommended

2)  Denied

3)  Approved as amended

4)  Other:

MOTION:



ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

**STAFF RECOMMENDATIONS (Continued):**

3. Direct the Auditor Controller to make the necessary adjustments to the Community Services Agency (CSA) Budget, Program Services and Support, as detailed in the Budget Journal.

**FISCAL IMPACT (Continued):**

The Child Care Program is reimbursed on the accrual basis rather than cash basis and is 100% Federal and State funded. There is no impact to the County General Fund.

**DISCUSSION:**

The Community Services Agency (CSA) receives program contracts from the California Department of Education (CDE) to fund the CalWORKs Stage 2 and Stage 3 Alternative Payment Programs (APP). CSA administers these APPs for child care and makes payments directly to child care providers for eligible families that receive subsidized child care services. CSA submits monthly claims to the CDE for reimbursement of funds. The CalWORKs Stage 2 families are provided with child care up to 24 months after leaving aid. CalWORKs Stage 3 funds are used for only those families who have reached the 24 month time limit after being discontinued from cash aid. These families can continue in Stage 3 until the set income limit is reached or all children are over 13 years of age.

The California Department of Education received additional funding and has allocated these funds to CalWORKs Stage 2 and Stage 3 Alternative Payment Contracts. Stanislaus County received an \$877,968 augmentation to CDE contract C2AP-9071, increasing the total contract maximum to \$9,221,394; and a \$146,234 augmentation to CDE contract C3AP-9068, increasing the total contract maximum to \$2,638,580. The original contracts were approved by the Board on July 21, 2009.

The additional funds will be used to provide child care to approximately 2,516 additional children enrolled in Stage 2 and approximately 401 additional children enrolled in Stage 3 for the remainder of Fiscal Year 2009-2010.

The Agency recommends accepting the contract amendments which supplement the existing CDE Child Care and Development Alternative Payment Contracts effective July 1, 2009 through June 30, 2010.

**POLICY ISSUE:**

Approval of these contract amendments supports the Board's priority of *A healthy community* by providing child care to families that are transitioning from public assistance to self-sufficiency.

Approval of the Fiscal Year 2009-2010 Contract Amendments #1 with the California Department of Education (CDE) for the Administration of the Child Care and Development Block Grant  
Page 3

**STAFFING IMPACT:**

There is no staffing impact associated with this request.

# County of Stanislaus: Auditor-Controller Legal Budget Journal

Database  
Set of Books

FMSDBPRD.CO.STANISLAUS.CA.US.PROD  
County of Stanislaus

<b>Balance Type</b>	<b>Budget</b>
<b>Category</b>	* List - Text <b>Budget - Upload</b>
<b>Source</b>	* List - Text
<b>Currency</b>	* List - Text <b>USD</b>
<b>Budget Name</b>	List - Text <b>LEGAL BUDGET</b>
<b>Batch Name</b>	Text
<b>Journal Name</b>	Text
<b>Journal Description</b>	Text <b>CSA FY 2009/2010 CDE Contract Amendments for Child Care</b>
<b>Journal Reference</b>	Text <b>Estimated Revenue and Expenditure Appropriation changes</b>
<b>Organization</b>	List - Text <b>Fund 1631 - Org 45051</b>

Upl	Fund	Org	Acc't	GL Proj	Loc	Misc	Other	Debit		Credit		Period	Line Description
								incr appropriations	decr appropriations	decr est revenue	incr est revenue		
								(format > number > general)		MMM-YY			
Pb	1631	0045051	21190	0000000	000000	000000	000000			877968		DEC-09	St-Admin Stage 2 Child Care
Pb	1631	0045051	71131	0000000	000000	000000	000000	877968				DEC-09	Stage 2 Child Care Combined
Pb	1631	0045051	21191	0000000	000000	000000	000000			146234		DEC-09	St-Admin Stage 3 Child Care
Pb	1631	0045051	71132	0000000	000000	000000	000000	146234				DEC-09	Stage 3 Child Care Combined

**Totals:** 1,024,202 1,024,202

Explanation: Estimated Revenue and expenditure appropriation adjustments necessary due to FY 09/10 contract amendments for Child Care stage 2 and 3.

<b>Requesting Department</b>	<b>GEO</b>	<b>Data Entry</b>	<b>Auditors Office Only</b>
<i>Christina Davis</i>	<i>Angela</i>	<i>Angelica Ramos</i>	<i>J. Dejeu</i>
Signature	Signature	Keyed by	Prepared By
11/23/09	11/25/09	11/20/2009	11/24/09
Date	Date	Date	Date



**CALIFORNIA DEPARTMENT OF EDUCATION**

1430 N Street

Sacramento, CA 95814-5901

**F.Y. 09 - 10**

**Amendment 01**

DATE: November 01, 2009

CONTRACT NUMBER: C2AP-9071

PROGRAM TYPE: ALTERNATIVE

PAYMENT-STAGE 2

PROJECT NUMBER: 50-2250-00-9

**LOCAL AGREEMENT FOR CHILD DEVELOPMENT SERVICES**

Augmentation

**CONTRACTOR'S NAME:** STANISLAUS COUNTY COMMUNITY SERVICES AGENCY

This agreement with the State of California dated November 01, 2009 designated as number C2AP-9071 shall be amended in the following particulars but no others:

The Maximum Reimbursable Amount (MRA) payable pursuant to the provisions of this agreement shall be amended by deleting reference to \$8,343,426.00 and inserting \$9,221,394.00 in place thereof.

Minimum Days of Operation (MDO) Requirement shall be 251 (no change).

EXCEPT AS AMENDED HEREIN all terms and conditions of the original agreement shall remain unchanged and in full force and effect.

APPROVED AS TO FORM  
STANISLAUS COUNTY COUNSEL  
BY

*Frank S. Tracy 11-10-09*

*Christine C. Applegate  
12/14/09*

**STATE OF CALIFORNIA**

**CONTRACTOR**

BY (AUTHORIZED SIGNATURE)

*Margie Burke*

BY (AUTHORIZED SIGNATURE)

*Christine C. Applegate*

PRINTED NAME OF PERSON SIGNING  
Margie Burke, Manager

PRINTED NAME AND TITLE OF PERSON SIGNING  
Christine C. Applegate - Director

TITLE  
Contracts, Purchasing & Conf Svcs

ADDRESS  
PO Box 42 Modesto, CA 95353

AMOUNT ENCUMBERED BY THIS DOCUMENT  
\$ 877,968

PRIOR AMOUNT ENCUMBERED FOR THIS CONTRACT  
\$ 8,343,426

TOTAL AMOUNT ENCUMBERED TO DATE  
\$ 9,221,394

PROGRAM/CATEGORY (CODE AND TITLE)  
Child Development Programs

FUND TITLE

Department of General Services  
use only

(OPTIONAL USE)  
See Attached

ITEM  
See Attached

CHAPTER

STATUTE

FISCAL YEAR

OBJECT OF EXPENDITURE (CODE AND TITLE)  
702

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above.

T.B.A. NO.

B.R. NO.

SIGNATURE OF ACCOUNTING OFFICER  
See Attached

DATE *JAN 06 2010*

CONTRACTOR'S NAME: STANISLAUS COUNTY COMMUNITY SERVICES AGENCY

CONTRACT NUMBER: C2AP-9071

### Amendment 01

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 877,968	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE General		
PRIOR AMOUNT ENCUMBERED \$ 8,148,426	(OPTIONAL USE)0656 23367-2250			
TOTAL AMOUNT ENCUMBERED TO DATE \$ 9,026,394	ITEM 30.10.020.011 6110-196-0001	CHAPTER 1	STATUTE 2009	FISCAL YEAR 2009-2010
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-6041 Rev-8590			

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Federal		
PRIOR AMOUNT ENCUMBERED \$ 195,000	(OPTIONAL USE)0656 14178-2250	FC# 93.575	PC# 000178	
TOTAL AMOUNT ENCUMBERED TO DATE \$ 195,000	ITEM 30.10.020.011 6110-196-0890	CHAPTER 1	STATUTE 2009	FISCAL YEAR 2009-2010
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-5061 Rev-8290			

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above.	T.B.A. NO.	B.R. NO.
SIGNATURE OF ACCOUNTING OFFICER <i>Janet Leach</i>	DATE JAN 06 2010	



CALIFORNIA DEPARTMENT OF EDUCATION

1430 N Street

Sacramento, CA 95814-5901

F.Y. 09 - 10

Amendment 01

LOCAL AGREEMENT FOR CHILD DEVELOPMENT SERVICES
Augmentation

DATE: November 01, 2009

CONTRACT NUMBER: C3AP-9068

PROGRAM TYPE: ALTERNATIVE
PAYMENT-STAGE 3

PROJECT NUMBER: 50-2250-00-9

CONTRACTOR'S NAME: STANISLAUS COUNTY COMMUNITY SERVICES AGENCY

This agreement with the State of California dated November 01, 2009 designated as number C3AP-9068 shall be amended in the following particulars but no others:

The Maximum Reimbursable Amount (MRA) payable pursuant to the provisions of this agreement shall be amended by deleting reference to \$2,492,346.00 and inserting \$2,638,580.00 in place thereof.

Minimum Days of Operation (MDO) Requirement shall be 251 (no change).

EXCEPT AS AMENDED HEREIN all terms and conditions of the original agreement shall remain unchanged and in full force and effect.

APPROVED AS TO FORM
STANISLAUS COUNTY COUNSEL

BY

Lead S. Tracy 11-10-09

Table with 2 main columns: STATE OF CALIFORNIA and CONTRACTOR. Includes authorized signatures and printed names of Margie Burke and Christine C. Applegate.

Table with financial and administrative details including amounts encumbered, program category (Child Development Programs), fund title, and dates.

CONTRACTOR'S NAME: STANISLAUS COUNTY COMMUNITY SERVICES AGENCY

CONTRACT NUMBER: C3AP-9068

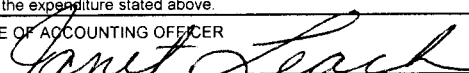
# Amendment 01

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Federal		
PRIOR AMOUNT ENCUMBERED \$ 1,014,400	(OPTIONAL USE)0656 13881-2250	FC# 93.575	PC# 000324	
TOTAL AMOUNT ENCUMBERED TO DATE \$ 1,014,400	ITEM 30.10.020.012 6110-196-0890	CHAPTER 1	STATUTE 2009	FISCAL YEAR 2009-2010
OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-5062 Rev-8290				

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Federal		
PRIOR AMOUNT ENCUMBERED \$ 423,546	(OPTIONAL USE)0656 14529-2250	FC# 93.596	PC# 000321	
TOTAL AMOUNT ENCUMBERED TO DATE \$ 423,546	ITEM 30.10.020.012 6110-196-0890	CHAPTER 1	STATUTE 2009	FISCAL YEAR 2009-2010
OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-5062 Rev-8290				

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Federal		
PRIOR AMOUNT ENCUMBERED \$ 123,475	(OPTIONAL USE)0656 14984-2250	FC# 93.596	PC# 000321	
TOTAL AMOUNT ENCUMBERED TO DATE \$ 123,475	ITEM 30.10.020.012 6110-196-0890	CHAPTER 1	STATUTE 2009	FISCAL YEAR 2009-2010
OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-5062 Rev-8290				

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 146,234	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE General		
PRIOR AMOUNT ENCUMBERED \$ 930,925	(OPTIONAL USE)0656 23024-2250			
TOTAL AMOUNT ENCUMBERED TO DATE \$ 1,077,159	ITEM 30.10.020.012 6110-196-0001	CHAPTER 1	STATUTE 2009	FISCAL YEAR 2009-2010
OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-6042 Rev-8590				

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above.	T.B.A. NO.	B.R. NO.
SIGNATURE OF ACCOUNTING OFFICER 	DATE JAN 03 2010	





CALIFORNIA DEPARTMENT OF EDUCATION

1430 N Street

Sacramento, CA 95814-5901

F.Y. 09 - 10

Amendment 02

LOCAL AGREEMENT FOR CHILD DEVELOPMENT SERVICES

FT&C Change Only

DATE: November 01, 2009

CONTRACT NUMBER: C2AP-9071

PROGRAM TYPE: ALTERNATIVE PAYMENT-STAGE 2

PROJECT NUMBER: 50-2250-00-9

CONTRACTOR'S NAME: STANISLAUS COUNTY COMMUNITY SERVICES AGENCY

This agreement with the State of California dated November 01, 2009 designated as number C2AP-9071, Amendment #01 (Augmentation) shall be further amended in the following particulars but no others:

The 2009-10 Funding Terms and Conditions (FT&C) shall be amended in accordance with the attached 2009-10 amended FT&C Language (Attachment A) which by this reference is incorporated herein.

EXCEPT AS AMENDED HEREIN all terms and conditions of the original agreement shall remain unchanged and in full force and effect.

2009 MAR - 2 A 8:19  
BOARD OF SUPERVISORS

APPROVED AS TO FORM:  
STANISLAUS COUNTY COUNSEL

BY

<b>STATE OF CALIFORNIA</b>		<b>CONTRACTOR</b>			
BY (AUTHORIZED SIGNATURE) 		BY (AUTHORIZED SIGNATURE) 			
PRINTED NAME OF PERSON SIGNING Margie Burke, Manager		PRINTED NAME AND TITLE OF PERSON SIGNING Christine C. Applegate - Director			
TITLE Contracts, Purchasing & Conf Svcs		ADDRESS PO Box 42, Modesto, CA 95353			
AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Department of General Services use only			
PRIOR AMOUNT ENCUMBERED FOR THIS CONTRACT \$ 9,221,394	(OPTIONAL USE) See Attached				
TOTAL AMOUNT ENCUMBERED TO DATE \$ 9,221,394	ITEM See Attached	CHAPTER	STATUTE	FISCAL YEAR	
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702				
I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above.		T.B.A. NO.	B.R. NO.		
SIGNATURE OF ACCOUNTING OFFICER See Attached		DATE FEB 03 2010			

CONTRACTOR'S NAME: STANISLAUS COUNTY COMMUNITY SERVICES AGENCY

CONTRACT NUMBER: C2AP-9071

## Amendment 02

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE General		
PRIOR AMOUNT ENCUMBERED \$ 9,026,394	(OPTIONAL USE)0656 23367-2250			
TOTAL AMOUNT ENCUMBERED TO DATE \$ 9,026,394	ITEM 30.10.020.011 6110-196-0001	CHAPTER 1	STATUTE 2009	FISCAL YEAR 2009-2010
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-6041 Rev-8590			

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Federal		
PRIOR AMOUNT ENCUMBERED \$ 195,000	(OPTIONAL USE)0656 14178-2250	FC# 93.575	PC# 000178	
TOTAL AMOUNT ENCUMBERED TO DATE \$ 195,000	ITEM 30.10.020.011 6110-196-0890	CHAPTER 1	STATUTE 2009	FISCAL YEAR 2009-2010
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-5061 Rev-8290			

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above.	T.B.A. NO.	B.R. NO.
SIGNATURE OF ACCOUNTING OFFICER <i>Janet Leach</i>	DATE FEB 02 2010	

CHILD CARE AND DEVELOPMENT  
2009/2010 LANGUAGE CHANGES TO  
THE FUNDING TERMS AND CONDITIONS (FT&C)

These changes apply to the FT&C for the following contract type: **C2AP**

Note: The page numbers cited may be a few pages off.

Amend Section IV.B., FEE SCHEDULE, Exclusions from Fee Assessment as follows (p.73):

B. Exclusions from Fee Assessment

No fees shall be collected from families:

1. wWith an income level that, in relation to family size, is less than the first entry level in the fee schedule.
2. In which any individual counted in the family size is receiving CalWORKs cash aid; or
3. Whose child is receiving part-day/part-year services.

Families receiving services because the child is at risk of abuse, neglect, or exploitation, may be exempt from paying fees for up to three months if the referral prepared by a legally qualified professional from a legal, medical, or social services agency, or emergency shelter specifies that it is necessary to exempt the family from paying a fee.

Families receiving services because the child is receiving protective services may be exempt from paying fees for up to twelve (12) months if the referral prepared by the county welfare department, child welfare services worker specifies that it is necessary to exempt the family from paying a fee.

The cumulative period of time of the fee exemption for families receiving services because the child is at risk of abuse, neglect, or exploitation or for families receiving child care services because the child is receiving protective services shall not exceed twelve (12) months.

Amend Section VI.F., INFORMATION ON CONTRACTOR POLICIES, as follows (p.76):

F. Range of services available including licensed care, sectarian care and exempt care including in-home care with the limitations referenced below:

In-home exempt providers are classified as domestic service workers under the Fair Labor Standards Act, *United States Code*, Section 206(a) and are covered under minimum wage laws. Contractors must ensure that reimbursement made to a parent, an in-home exempt provider, or jointly to the parent and in-home exempt provider is equivalent to

minimum wage and does not exceed the regional market rate ceiling. In order to ensure that the reimbursement to an in-home exempt provider is equivalent to minimum wage, contractors may establish a policy requiring a minimum number of children in care before in-home child development service can be provided.



**CALIFORNIA DEPARTMENT OF EDUCATION**

1430 N Street

Sacramento, CA 95814-5901

**F.Y. 09 - 10**

**Amendment 02**

**LOCAL AGREEMENT FOR CHILD DEVELOPMENT SERVICES**

FT&C Change Only

DATE: November 01, 2009

CONTRACT NUMBER: C3AP-9068

PROGRAM TYPE: ALTERNATIVE  
PAYMENT-STAGE 3

PROJECT NUMBER: 50-2250-00-9

CONTRACTOR'S NAME: STANISLAUS COUNTY COMMUNITY SERVICES AGENCY

This agreement with the State of California dated November 01, 2009 designated as number C3AP-9068, Amendment #01 (Augmentation) shall be further amended in the following particulars but no others:

The 2009-10 Funding Terms and Conditions (FT&C) shall be amended in accordance with the attached 2009-10 amended FT&C Language (Attachment A) which by this reference is incorporated herein.

EXCEPT AS AMENDED HEREIN all terms and conditions of the original agreement shall remain unchanged and in full force and effect.

BOARD OF SUPERVISORS  
2009 MAR - 2 A 8:49

APPROVED AS TO FORM:  
STANISLAUS COUNTY COUNSEL

BY *Christine C. Applegate*

<b>STATE OF CALIFORNIA</b>		<b>CONTRACTOR</b>	
BY (AUTHORIZED SIGNATURE) <i>Margie Burke</i>		BY (AUTHORIZED SIGNATURE) <i>Christine C. Applegate</i>	
PRINTED NAME OF PERSON SIGNING Margie Burke, Manager		PRINTED NAME AND TITLE OF PERSON SIGNING Christine C. Applegate - Director	
TITLE Contracts, Purchasing & Conf Svcs		ADDRESS PO Box 42, Modesto, CA 95353	
AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Department of General Services use only	
PRIOR AMOUNT ENCUMBERED FOR THIS CONTRACT \$ 2,638,580	(OPTIONAL USE) See Attached		
TOTAL AMOUNT ENCUMBERED TO DATE \$ 2,638,580	ITEM See Attached	CHAPTER	STATUTE FISCAL YEAR
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702		
I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above.		T.B.A. NO.	B.R. NO.
SIGNATURE OF ACCOUNTING OFFICER See Attached		DATE FEB 03 2010	

CONTRACTOR'S NAME: STANISLAUS COUNTY COMMUNITY SERVICES AGENCY

CONTRACT NUMBER: C3AP-9068

## Amendment 02

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Federal		
PRIOR AMOUNT ENCUMBERED \$ 1,014,400	(OPTIONAL USE)0656 13881-2250	FC# 93.575	PC# 000324	
TOTAL AMOUNT ENCUMBERED TO DATE \$ 1,014,400	ITEM 30.10.020.012 6110-196-0890	CHAPTER 1	STATUTE 2009	FISCAL YEAR 2009-2010
OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-5062 Rev-8290				

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Federal		
PRIOR AMOUNT ENCUMBERED \$ 423,546	(OPTIONAL USE)0656 14529-2250	FC# 93.596	PC# 000321	
TOTAL AMOUNT ENCUMBERED TO DATE \$ 423,546	ITEM 30.10.020.012 6110-196-0890	CHAPTER 1	STATUTE 2009	FISCAL YEAR 2009-2010
OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-5062 Rev-8290				

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Federal		
PRIOR AMOUNT ENCUMBERED \$ 123,475	(OPTIONAL USE)0656 14984-2250	FC# 93.596	PC# 000321	
TOTAL AMOUNT ENCUMBERED TO DATE \$ 123,475	ITEM 30.10.020.012 6110-196-0890	CHAPTER 1	STATUTE 2009	FISCAL YEAR 2009-2010
OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-5062 Rev-8290				

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE General		
PRIOR AMOUNT ENCUMBERED \$ 1,077,159	(OPTIONAL USE)0656 23024-2250			
TOTAL AMOUNT ENCUMBERED TO DATE \$ 1,077,159	ITEM 30.10.020.012 6110-196-0001	CHAPTER 1	STATUTE 2009	FISCAL YEAR 2009-2010
OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-6042 Rev-8590				

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above.	T.B.A. NO.	B.R. NO.
SIGNATURE OF ACCOUNTING OFFICER	DATE FEB 02 2010	

CHILD CARE AND DEVELOPMENT  
2009/2010 LANGUAGE CHANGES TO  
THE FUNDING TERMS AND CONDITIONS (FT&C)

These changes apply to the FT&C for the following contract type: **C3AP**

Note: The page numbers cited may be a few pages off.

Amend Section III.B., FACILITIES AND EQUIPMENT, Capital Outlay as follows (p.25):

B. Capital Outlay

Capital outlay expenditures are those that result in the acquisition of or additions to capital assets. Capital outlay expenditures are subdivided into two categories:

1. Sites; improvement of sites; buildings; improvement of buildings, building fixtures, and services systems; and
2. Equipment, which includes personal property of a relatively permanent nature and/or of significant value. (See California School Accounting Manual for categorization of various items)

Capital outlay expenditures for category (1) above for non-licensable facilities are only reimbursable as depreciation or use allowance. Capital outlay expenditures for licensable facilities in the community served by the program are reimbursable as lease payments, down payments, payments of principal and interest on loans incurred to acquire, rehabilitate or construct licensable facilities as long as the costs do not exceed fair market rents existing in the community in which the facility is located. A fair market rental estimate must be obtained from an independent appraiser, licensed by the California Office of Real Estate Appraisers. In addition, to be reimbursable, interest paid on private sector debt for the purchase, lease-purchase, repair or renovations of child care and development facilities owned or leased by contractors providing center-based care must not exceed interest calculated using a fair market rate of interest.

To be reimbursed as direct costs, prior written approval by the CDD is required to acquire, rehabilitate, improve, or construct licensable facilities. Capital expenditures are not reimbursable as indirect costs, excepting depreciation and use allowance, as provided in Section III.A above.

Title to real property acquired in whole or in part with state child care and development (CD) funds shall vest in the contractor subject to the condition that the contractor shall use the real property for the authorized purpose of the CD program as long as it has a contract with the CDD and shall not encumber the property without the prior written approval of the CDD. If the contractor wishes to share the use of real property among multiple programs, the associated reimbursable capital expenditures shall be prorated among the programs according to the benefits received.

When the real property is no longer needed for the purpose of any CDD program, the contractor shall request disposition instructions from the CDD, which shall observe one of the following three disposition instructions:

1. The CDD may permit the contractor to retain title without further obligation to the CDD after the contractor compensates the CDD for that percentage of the current fair market value of the property, net of reasonable and necessary selling costs, attributable to the CDD's share of the acquisition cost.
2. The contractor may be directed to sell the property under guidelines provided by the CDD and pay the CDD for that percentage of the current fair market value of the property, net of reasonable and necessary felling and fix-up costs, attributable to the CDD's share of the acquisition cost.
3. The contractor may be directed to transfer title to the property to the CDE or to an eligible third party, provided that, in such cases, the contractor shall be entitled to compensation for its attributable percentage of the current fair market value of the property.

Amend Section IV.B., FEE SCHEDULE, Exclusions from Family Fee Assessment as follows (p.76):

B. Exclusions from Family Fee Assessment

No fees shall be collected from families:

1. wWith an income level that, in relation to family size, is less than the first entry level in the fee schedule.
2. In which any individual counted in the family size is receiving CalWORKs cash aid; or
3. Whose child is receiving part-day/part-year services.

Families receiving services because the child is at risk of abuse, neglect, or exploitation, may be exempt from paying fees for up to three (3) months if the referral prepared by a legally qualified professional from a legal, medical, or social services agency, or emergency shelter specifies that it is necessary to exempt the family from paying a fee.

Families receiving services because the child is receiving protective services may be exempt from paying fees for up to twelve (12) months if the referral prepared by the county welfare department, child welfare services worker specifies that it is necessary to exempt the family from paying a fee.

The cumulative period of time of fee exemption for families receiving services because the child is at risk of abuse, neglect, or exploitation or for families receiving child care services because the child is receiving protective services shall not exceed twelve (12) months.



Amend Section VI.F., INFORMATION ON CONTRACTOR POLICIES, as follows (p.78):

- F. Range of services available including licensed care, sectarian care and exempt care including in-home care with the limitations referenced below:

In-home exempt providers are classified as domestic service workers under the Fair Labor Standards Act, *United States Code*, Section 206(a) and are covered under minimum wage laws. Contractors must ensure that reimbursement made to a parent, an in-home exempt provider, or jointly to the parent and in-home provider is equivalent to minimum wage and does not exceed the regional market rate ceiling. In order to ensure that the reimbursement of an in-home provider ~~receives~~ is equivalent to minimum wage, contractors may establish a policy requiring a minimum number of children in care before in-home child development service can be provided.



COMMUNITY SERVICES AGENCY

Christine C. Applegate  
Director

251 E Hackett Road  
P.O. Box 42, Modesto, CA 95353-0042

Phone: 209 558 2500 Fax: 209 558 2558

MEMO TO: SUZI SEIBERT  
CLERK TO THE BOARD OF SUPERVISORS

FROM:  SHANNEN LOVE  
CONTRACTS ADMINISTRATION

DATE: APRIL 2, 2010

SUBJECT: FULLY EXECUTED CONTRACTS

=====

Enclosed for your record are the fully executed originals of the following Amendments:

- ◆ California Department of Education C2AP-9071 amendment #3. This amendment didn't go to the board but the original and first amendment did.

Amendment #1 & 2 were approved by the Board of Supervisors on December 8, 2009 with Action #2009-805 and was Board Agenda Item B-10.

If you have any questions regarding this document, please call me at 558-1430.

Thank you.

G:\MSword\Shannen\BOS Fully Executed Contract.doc

2010 APR -5 A 8:21  
BOARD OF SUPERVISORS





**CALIFORNIA DEPARTMENT OF EDUCATION**

1430 N Street

Sacramento, CA 95814-5901

**F.Y. 09 - 10**

**Amendment 03**

**LOCAL AGREEMENT FOR CHILD DEVELOPMENT SERVICES**  
Reduction

DATE: November 01, 2009

CONTRACT NUMBER: C2AP-9071

PROGRAM TYPE: ALTERNATIVE  
PAYMENT-STAGE 2

PROJECT NUMBER: 50-2250-00-9

**CONTRACTOR'S NAME:** STANISLAUS COUNTY COMMUNITY SERVICES AGENCY

This agreement with the State of California dated November 01, 2009 designated as number C2AP-9071, Amendment #01 (Augmentation) and Amendment #02 (FT&C Change Only) shall be further amended in the following particulars but no others:

The Maximum Reimbursable Amount (MRA) payable pursuant to the provisions of this agreement shall be amended by deleting reference to \$9,221,394.00 and inserting \$8,221,394.00 in place thereof.

Minimum Days of Operation (MDO) Requirement shall be 251 (no change).

EXCEPT AS AMENDED HEREIN all terms and conditions of the original agreement shall remain unchanged and in full force and effect.

APPROVED AS TO FORM:  
STANISLAUS COUNTY COUNSEL

BY *Christine C. Applegate* 2/25/10

<b>STATE OF CALIFORNIA</b>	<b>CONTRACTOR</b>
BY (AUTHORIZED SIGNATURE) <i>Margie Burke</i>	BY (AUTHORIZED SIGNATURE) <i>Christine C. Applegate</i>
PRINTED NAME OF PERSON SIGNING Margie Burke Manager	PRINTED NAME AND TITLE OF PERSON SIGNING Christine C. Applegate - Director
TITLE Contracts, Purchasing & Conf Svcs	ADDRESS PO Box 42, Modest, CA 95353

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ -1,000,000  PRIOR AMOUNT ENCUMBERED FOR THIS CONTRACT \$ 9,221,394  TOTAL AMOUNT ENCUMBERED TO DATE \$ 8,221,394	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Department of General Services use only		
	(OPTIONAL USE) See Attached			
	ITEM See Attached	CHAPTER	STATUTE	FISCAL YEAR
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702			

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above.

SIGNATURE OF ACCOUNTING OFFICER: See Attached  
DATE: MAR 16 2010

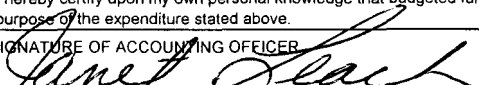
CONTRACTOR'S NAME: STANISLAUS COUNTY COMMUNITY SERVICES AGENCY

CONTRACT NUMBER: C2AP-9071

### Amendment 03

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ -1,000,000	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE General		
PRIOR AMOUNT ENCUMBERED \$ 9,026,394	(OPTIONAL USE)0656 23367-2250			
TOTAL AMOUNT ENCUMBERED TO DATE \$ 8,026,394	ITEM 30.10.020.011 6110-196-0001	CHAPTER 1	STATUTE 2009	FISCAL YEAR 2009-2010
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-6041 Rev-8590			

AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0	PROGRAM/CATEGORY (CODE AND TITLE) Child Development Programs	FUND TITLE Federal		
PRIOR AMOUNT ENCUMBERED \$ 195,000	(OPTIONAL USE)0656 14178-2250	FC# 93.575	PC# 000178	
TOTAL AMOUNT ENCUMBERED TO DATE \$ 195,000	ITEM 30.10.020.011 6110-196-0890	CHAPTER 1	STATUTE 2009	FISCAL YEAR 2009-2010
	OBJECT OF EXPENDITURE (CODE AND TITLE) 702 SACS: Res-5061 Rev-8290			

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above.	T.B.A. NO.	B.R. NO.
SIGNATURE OF ACCOUNTING OFFICER 	DATE MAR 16 2010	