

# Attachment B

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## **BOATING SAFETY AND ENFORCEMENT EQUIPMENT (BSEE) GRANT AWARD OVERVIEW**

DEPARTMENT: Department of Parks and Recreation Division of Boating and Waterways  
GRANTEE: Monterey County Public Works, Facilities, & Parks  
GRANT TITLE: Boating Safety and Enforcement Equipment Grant - FY 2021/22  
GRANT NUMBER: C21L0612  
GRANT AMOUNT: \$138,379  
GRANT TERM: 10/01/2021 thru 09/30/2037 (*purchase period & 15-year service commission*)  
PERFORMANCE PERIOD: 10/01/2021 thru 11/30/2022 (*purchase/receive vessel/submit reimbursement*)

### **Applicable Agreement Terms & Conditions**

- County shall provide DBW a resolution accepting grant award and designating authorized official to execute and administer Agreement. Term begins on date fully executed and continues for 16 years.
- Grant funds shall be used exclusively to finance all/part of purchase costs.
- Patrol vessel purchase shall be completed before end of Performance Period.
- Patrol vessel to be operated solely by qualified Boating Safety and Boating Law Enforcement Officers.
- County responsible for costs of operating/maintaining patrol vessel over term.
- County agrees to repair/replace patrol vessel if damaged/destroyed prior to term expiration.
- County shall comply with all applicable laws/regulations.

### **Required Certifications by County**

- Designate official authorized to bind County to Agreement Contractor Certification Clauses (CCC).
- Certify compliance with Agreement requirements regarding services/goods obtained by competitive bid.
- Certify Agreement Obligations do not violate provisions of Sections 1090 to 1096 of Government Code.
- Certify compliance with State regulations regarding Disabled Veteran business participation goals, Recycling Certification, and Contractor Certification Clauses.
- Certify minimum percentage of post-consumer material as defined in Public Contract Code (PCC) Section 12200, of items offered/sold to State regardless whether product meets PCC Section 12209 requirements.

### **Patrol Vessel Purchase & Ownership**

- Proposed technical specifications must be submitted to DBW for review/written approval prior to solicitation of bids. County is responsible for review of all bids for compliance.
- Purchase must be in accordance with terms of Agreement and all exhibits, adhere to County procurement standards and local public procurement laws/regulations, and conform to applicable State law/regulations regarding Disabled Veterans Business Enterprise Participation Requirements, Recycling Certification, and CCC and applicable Federal law/standards identified in 2 CFR §200.318.
- County must make available to DBW upon request, procurement documents. Such documents must be retained for four years after vessel acquisition for auditing purposes.
- Purchase shall be completed by end of Performance Period
- County will submit a complete reimbursement package to DBW no later than September 30, 2022
- DBW legal owner/County registered owner. County shall not assign/mortgage/hypothecate/transfer its interest without DBW's prior written approval.

## **County Performance of Agreement & Annual Reporting Requirements**

- County and its subgrantees/subcontractors/employees/representatives shall comply with applicable State contracting laws/codes/rules/regulations.
- County shall indemnify State from claims/losses.
- County to assign patrol vessel to 15-year service commission at Lake Nacimiento/Lake San Antonio.
- Patrol vessel operated solely by qualified Boating Safety/Boating Law Enforcement Officers.
- Patrol vessel maintained in good repair according to manufacturer recommendations.
- County pays all costs of operating/maintaining patrol vessel.
- Patrol vessel primary use is to promote recreational boating safety/boating law enforcement. May also be used for search & rescue operations or other projects/programs supported by federal government provided it does not interfere with primary function.
- County to participate in at least one (1) outreach event per year to conduct boating under the influence (BUI) checkpoints and educate boaters on importance of boating sober.
- Submit Annual Reports providing vessel maintenance records, BSEE equipment usage hours, additional vessel equipment/modifications, loss/damage to vessel, and summary of yearly boating accident reports.
- Submit accident reports to DBW within 30 days of responding to a boating accident in waterbodies within County's area of responsibility.

## **Final Disposition of Patrol Vessel**

- If no longer needed or Agreement terminated prior to term expiration, County shall deliver fully functioning vessel to DBW for reassignment.
- County may continue to use at term end. If not needed, County to obtain a fair-market value assessment. If \$5,000/less, County may retain/sell/dispose; Over \$5,000, must return to DBW.