



STAFF REPORT

To: ESCOG Joint Powers Authority
From: Elaine Kabala, ESCOG Staff
Subject: Ratify Amendment No. 1 to Proposition 1 Watershed Restoration Grant Program Eastern Sierra Pace and Scale Accelerator

Meeting date: February 26, 2024

Prepared on: February 15, 2025

Attachments: A) Contract Amendment No. 1 to CDFW Grant Q2196015 Eastern Sierra Pace and Scale Agreement

BACKGROUND/HISTORY:

At the October ESCOG meeting, the Board approved Amendment No. 1 to Proposition 1 Watershed Restoration Grant Program Eastern Sierra Pace and Scale Accelerator to reallocated unspent funding under the current CDFW Proposition 1 grant award to fund additional environmental planning tasks, specifically expansion of the Eastern Sierra Communities and Climate Resiliency Project into the West Mono Basin.

Subsequent to the Board's approval, CDFW modified the agreement to include simplified provisions for furthers amendments, personnel, schedule and budget revisions as follows:

5.04 Amendments; Personnel, Schedule, and Budget Revisions: Grantee shall submit any request to amend any term of this Agreement in writing to the CDFW Grant Manager. Grantee must include an explanation of and justification for any such request. This Agreement may only be amended in accordance with Section 2 of Exhibit 1.a, except that the CDFW Grant Manager may approve via email:

1. Changes that do not alter the Project Description, Project Term, or Budget, including:
 - a) Substitution of personnel or subcontractors (Categories A and B, Line Item Budget, Section 9.01); and
 - b) Revision of estimated completion dates (Schedule of Due Dates and Deliverables, Section 6.03.6).
2. Proposed revisions to the Budget (Section 9.01) to shift funds between existing line items or categories when those proposed revisions meet all of the following requirements:
 - a) Are consistent with the Project as detailed in Section 6 - Project Statement;
 - b) Do not increase the total amount of Grant Funds;

c) Do not, in the aggregate, transfer more than 10% of the Grant Funds relative to the initial Budget in this Agreement or the Budget in an amendment to this Agreement executed in accordance with Section 2 of Exhibit 1.a. An amendment executed in accordance with Section 2 of Exhibit 1.a will reset the 10% threshold.

Due to the need to execute the amendment to continue work on the Pace and Scale Accelerator in a timely manner, and that the provision has no impact on terms, scope or budget approved by the Board, the Executive Director executed the agreement consistent with the Board's previous direction.

BUDGET IMPACTS:

The amendment extends the terms of the agreement, allowing ESCOG to more fully utilize awarded funds. No changes to budget, term or scope were made by the addition of the grant amendment provision provided by CDFW.

LEGAL REVIEW:

ESCOG Counsel Grace Chuchla has reviewed this item and found that it complies with the law.

RECOMMENDATION:

Staff requests the ESCOG Board ratify Contract Amendment No. 1 to CDFW Grant Q2196015 Eastern Sierra Pace and Scale Agreement.