



MARK PESTRELLA, Director

COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE
REFER TO FILE

April 18, 2017

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

41 April, 18 2017

LORI GLASGOW
EXECUTIVE OFFICER

**APPROVE THE DONATION OF SURPLUS PROPERTY
TO DESIGNATED EXCEPTIONAL SERVICES FOR INDEPENDENCE
WASTE MANAGEMENT CORE SERVICE AREA
(ALL SUPERVISORIAL DISTRICTS)
(3 VOTES)**

SUBJECT

The County of Los Angeles Department of Public Works is requesting Board of Supervisors approval to donate surplus property to Designated Exceptional Services for Independence, a nonprofit public charity.

IT IS RECOMMENDED THAT THE BOARD:

1. Find that a 2002 Chevrolet 3500, cargo van, is surplus to the Department of Public Works and approve the donation of this item to Designated Exceptional Services for Independence, a nonprofit public charity.
2. Authorize the Director of Public Works or his designee to execute a Donation Agreement, which has been approved as to form by County Counsel, between the Department of Public Works and Designated Exceptional Services for Independence.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

In December 2016, the Department of Public Works received a request for donations of a surplus cargo van to support services provided by Designated Exceptional Services for Independence, a nonprofit public charity that empowers people with intellectual and developmental disabilities in the greater Los Angeles area to achieve more.

Designated Exceptional Services for Independence specializes in health and wellness, nutritional education, personal safety skills, social connection skills, community skills, travel training, community resources, and micro-enterprise and supported employment for the people they serve.

Designated Exceptional Services for Independence will accept this vehicle in an "as is" condition and assume all liability.

Implementation of Strategic Plan Goals

The County Strategic Plan directs the provisions of Strategy II.2, Support the Wellness of our Communities. The recommended action promotes active and healthy lifestyles for people with intellectual and developmental disabilities in the greater Los Angeles area.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund. The fair market value of the van is approximately \$2,500, which is a minor revenue loss to the Public Works Internal Service Fund.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Government Code, Section 25372 et seq., provides the authority for the Board of Supervisors to donate or lease any real or personal property that it declares to be surplus to any public agency or organization exempt from taxation.

The 2002 Chevrolet 3500, cargo van was damaged in an accident. The cost to repair the damage exceeds the fair market value of the van and the Department of Public Works will replace in lieu of repairing the van.

The Designated Exceptional Services for Independence is an approved nonprofit public charity under the Internal Revenue Code Section 501(c) (3) and is organized to provide health or human services.

ENVIRONMENTAL DOCUMENTATION

In accordance with Section 15378 of the California Environmental Quality Act Guidelines, approval of the recommended action does not constitute a project and, therefore, is not subject to the requirements of the California Environmental Quality Act.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This action will have no impact on current services as this vehicle is surplus to the needs of Public Works.

CONCLUSION

Please return three adopted copies of this letter to the Department of Public Works, Fleet Management Division.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Mark Pestrella". The signature is fluid and cursive, with the first name "Mark" written in a more stylized, looped manner, and the last name "Pestrella" written in a more straightforward cursive script.

MARK PESTRELLA

Director

MP:KL:sh

Enclosures

c: Chief Executive Office (Rochelle Goff)
County Counsel
Executive Office
Internal Services Department

DONATION AGREEMENT

The County of Los Angeles Department of Public Works, hereinafter referred to as the Department, by action of the Board of Supervisors (Board) as its governing body, on April 18, 2017, enters into this agreement with Designated Exceptional Services for Independence, a nonprofit public charity, hereinafter referred to as Donee, for the donation of a 2002 Chevrolet 3500, cargo van, hereinafter referred to as vehicle or donated vehicle. As part of the above Board action, this vehicle was found to be surplus to the Department's needs.

THE TERMS AND CONDITIONS OF DONATION OF THE VEHICLE TO DONEE FROM THE DEPARTMENT ARE THAT DONEE AGREES THAT:

1. Pursuant to the instruction of the Board, this donation is subject to Donee using the vehicle in a manner beneficial to the public good and the residents of the County of Los Angeles, as served by the Department. The donated vehicle is not being acquired for any other purpose.
2. This donation is made with the understanding that Donee will use this vehicle to transport people, materials, and supplies for the benefit of people with disabilities.
3. Upon acceptance of the donated vehicle, said vehicle will become the sole property of Donee. The donated vehicle acquired by Donee is on an "as is" "where is" basis, without guarantee and/or warranty of any kind, and the Department will remove any County identification, decals, and markings.
4. Donee will pick up the donated vehicle within ten (10) business days of being contacted by the Department that the vehicle is ready for pick up. The transfer will occur at the Equipment Office, located at 11282 South Garfield Avenue, Downey, 90242.
5. Donee agrees to begin using the donated vehicle for the above purpose within three (3) months of receiving the vehicle and to keep it in the above service for a minimum of one year thereafter.
6. Accordingly, agreement is hereby reached that the Department will transfer possession and title of the 2002 Chevrolet 3500, cargo van, and Designated Exceptional Services for Independence will accept and utilize the vehicle as described above.

County of Los Angeles Department of Public Works

BY _____

APPROVED AS TO FORM:

MARY C. WICKHAM
County Counsel

By *Carla Suzuki for Rosalinda Cruz*

DESIGNATED EXCEPTIONAL SERVICES FOR INDEPENDENCE

By _____

MS:sh

FLT/P:\FTPUB\GENERAL\BOARD LETTERS\2016-2017\2016 DONATION OF SURPLUS PROPERTY\DONATION AGREEMENT