

STATE OF MINNESOTA
VOTING EQUIPMENT GRANT AGREEMENT AMENDMENT

Contract Start Date:	<u>February 1, 2018</u>
Original Contract Expiration Date:	<u>August 31, 2019</u>
Current Contract Expiration Date:	<u>August 31, 2019</u>
Requested Contract Expiration Date:	<u>March 31, 2020</u>

This amendment is by and between the State of Minnesota, through its Office of the Secretary of State ("State") and Le Sueur County ("Grantee").

Recitals

1. The State has a Voting Equipment Grant Agreement with the Grantee identified as "SWIFT Contract Number" 137028 ("Original Contract") to provide grant funds for the purchase of optical scan voting equipment and/or electronic roster equipment.
2. The Agreement is being amended to extend the amount of time the grantee has to use funds awarded under the Original Contract.
3. Section 7.2 of the Original Contract requires that "Any amendments to this grant contract must be in writing and will not be effective until it has been executed and approved by the same parties who executed and approved the original grant contract, or their successors in office."
4. The State is in need of assurance that Minnesota elections are conducted on modern voting equipment. Grantee is in need of additional time to use funds received under the Original Contract to purchase optical scan counters, assistive voting devices, or electronic roster systems.
5. The Original contract contains requirements that need to be changed to allow for the extension of time to use the funds received under the Original Contract.
6. The Director of Elections for the State of Minnesota at the time the Original Contract was executed was Gary Poser and the current Director of Elections is David Maeda.
7. The agreement is being amended to update various dates in the agreement and/or amend related provisions. (overall agreement amount is not being amended).
8. The State and the Grantee are willing to amend the Original Contract as stated below.

Amendment

In this Amendment, changes to pre-existing Contract language will use ~~strike through~~ for deletions and underlining for insertions.

REVISION 1. Section 1.2 "**Expiration date**" is amended as follows:

1.2 **Expiration date:** ~~August 31, 2019~~ March 31, 2020, or when all funds applied for and provided to Grantee by State have been expended, whichever occurs first.

REVISION 2. Section 2.1 "**Activities**" is amended as follows:

2.1 **Activities.** The Grantee, who is not a state employee, will comply with required grants management policies and procedures set forth through Minn.Stat. §16B.97, Subd. 4 (a) (1) and will use all funds provided as a result of this Agreement for the purchase of optical scan counters, assistive voting devices, or electronic roster systems in the manner described in this Agreement and as set forth in the Grant Application previously submitted by Grantee and attached hereto. As Chief County Election Official, the County Auditor or Election Director is responsible for fulfilling all requirements of Grantee under this agreement. Grantee will use the funds awarded only for the

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procurement of the voting equipment set forth in the Grant Application except as set forth in paragraph 2.4 of this Agreement.

Grantee is hereby awarded \$50,166.38 for the purchase of O.S. Counters/Assistive Voting Devices.
Grantee must match this grant with \$50,166.38 of local funds.

Grantee will encumber all funds granted by this agreement as well as the required match pursuant to Minnesota Statutes, 206.95, no later than December 31, 2019, or will return all unspent grant funds to the State by March 31, 2020.

Grantee will expend all funds granted by this Agreement as well as the required match pursuant to Minnesota Statutes, § 206.95, no later than ~~August 1, 2019~~ February 28, 2020, or will return all unspent grant funds to the State by ~~August 31, 2019~~ March 31, 2020.

REVISION 3. Section 2.2 (1) “**Progress Reporting**” is amended as follows:

- (1) Progress Reporting: Grantee shall submit, by ~~January 7, 2019~~ December 31, 2020 a financial reporting form to the State utilizing the format identified by the State, stating the amount spent in calendar year ~~2018~~ 2019 for the purchase of each kind of voting system, how many were purchased, and how much of the grant award remains to be spent, if any.

REVISION 4. Section 2.2 (2) “**Final Reporting**” is amended as follows:

- (2) Final Reporting: Grantee will submit a final report, no later than ~~August 15, 2019~~ March 13, 2020, or 30 days after the grant amount has been fully expended, whichever comes first, including all items listed in 2.2 (1) above as well as cancelled checks, invoices and paid bills, agreement and sub award documents, and records sufficient to detail history of procurements. These records must prove the total expenditure of the Grant Amount and the required total match pursuant to Minnesota Statutes §206.95, subdivision 4, or if less than all grant funds were expended, the total of the expended grant funds and the proportionate match required by Minnesota Statutes, §206.95, subdivision 4.

REVISION 5: Section 6 “**Authorized Representative**” is amended as follows:

The State’s Authorized Representative is ~~Gary Poser~~ David Maeda, Director of Elections, 180 State Office Building, 100 Rev. Dr. Martin Luther King, Jr. Boulevard, Saint Paul, MN 55155-1299, 651-556-0612, or his successor, and has the responsibility to monitor the Grantee’s performance and compliance with this agreement.

Grantee’s Authorized Representative is Carol Blaschko, Finance Director, 88 S. Park Ave., Le Center, MN 56057, cblaschko@co.le-sueur.mn.us, 507-357-8223.

Grant payment will be made to:
Le Sueur County
Federal ID Number: 41-6005828

Grantee must be registered as a vendor in the SWIFT system, or must provide a W-9 form with this executed agreement, in order for State to register Grantee in the SWIFT system.

If Grantee’s Authorized Representative changes at any time before the funds provided for in this agreement are fully expended, Grantee must immediately notify the State.

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Except as amended herein, the terms and conditions of the Original Contract and all previous amendments remain in full force and effect.

1. STATE ENCUMBRANCE VERIFICATION

Individual certifies that funds have been encumbered as required by Minn. Stat. §§16A.15 and 16C.05.

Signed: _____

Date: _____

SWIFT Contract No. _____

3. OFFICE OF THE SECRETARY OF STATE

Individual certifies the applicable provisions of Minn. Stat. §16C.08, subdivisions 2 and 3 are reaffirmed.

By: _____
(with delegated authority)

Title: _____

Date: _____

2. GRANTEE (Local Jurisdiction)

The Contractor certifies that the appropriate person(s) have executed the contract on behalf of the Contractor as required by applicable articles, bylaws, resolutions, or ordinances.

By: _____

Title: _____

Date: _____

By: _____

Title: _____

Date: _____

Distribution:
Agency
Contractor
State's Authorized Representative - Photo Copy