

From: [Betts, <Bruce@DGS>](mailto:Bruce@DGS)
To: ["Benny, Katrina@DGS" <Katrina.Benny@dgs.ca.gov>](mailto:Katrina.Benny@dgs.ca.gov)
["de la Motte, Leann@DGS" <Leann.delaMotte@dgs.ca.gov>](mailto:Leann.delaMotte@dgs.ca.gov)
Date: 4/14/2016 9:50:58 AM
Subject: RE: 2016 California Mechanical and Plumbing Code Publication Agreement

Hi Katrina,

I sent Heather a revised 213 and asked that she return it to me signed tomorrow if possible. I will use the updated Exhibit when I send it to CBSC for Mia to sign. Thank you for catching this. When IAPMO receives their final, executed copy it will include these corrections.

Bruce Betts

Acquisition Analyst

Contract Services Section (*Team 3*)

Office of Business and Acquisition Services » Administration Division

Department of General Services » State of California

707 3rd Street, 2nd Floor, 2-300, West Sacramento, CA 95605

<http://inside.dgs.ca.gov/ad/obas.aspx>

Phone 916.441-9636

Email Bruce.Betts@dgs.ca.gov

From: Benny, Katrina@DGS
Sent: Thursday, April 14, 2016 9:39 AM
To: Betts, Bruce@DGS; de la Motte, Leann@DGS
Cc: Marvelli, Mia@DGS; Biedermann, Cynthia@DGS; Day, Kevin@DGS
Subject: FW: 2016 California Mechanical and Plumbing Code Publication Agreement

Bruce,

I see in the actual contract – found twice on the first page (the first paragraph and under the project summary) – the error and maybe why the 213 is wrong.

It reads: The International Association of **Building** and Mechanical Officials (IAPMO)

Should read: The International Association of **Plumbing** and Mechanical Officials (IAPMO)

I can't believe that we ALL have read this over and over and didn't catch it? We might want to resend them another front page of the contract??? I have made the changes in the attached document with track changes.

Katrina Benny

Manager, CBSC

Phone 916-263-1350

From: Betts, Bruce@DGS
Sent: Monday, April 11, 2016 11:04 AM
To: Biedermann, Cynthia@DGS; de la Motte, Leann@DGS
Cc: Benny, Katrina@DGS; Marvelli, Mia@DGS; Frost, Laura@DGS
Subject: FW: 2016 California Mechanical and Plumbing Code Publication Agreement

Good morning,

Please review the attached document with requested changes from IAPMO. Please let me know if you approve these suggested changes. Once you approve these changes, I will prepare the final contract and forward it to IAPMO for signature. Thank you!

Bruce Betts

Acquisition Analyst

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Phone 916.441-9636

Email Bruce.Betts@dgs.ca.gov

From: Heather Koffman [<mailto:Heather.Koffman@iapmo.org>]
Sent: Monday, April 11, 2016 9:24 AM
To: Betts, Bruce@DGS
Cc: Monte Bogatz; Frost, Laura@DGS
Subject: Re: 2016 California Mechanical and Plumbing Code Publication Agreement

Bruce,

Please see the attached redline. Of course please let me know ASAP if there are any concerns.

Best,
Heather Nicole Koffman

The IAPMO Group

4755 E. Philadelphia St.

Ontario, CA 91761

909-472-4100

909-218-8115 (direct)

Heather.Koffman@iapmo.org

WWW.IAPMO.ORG

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From: "Betts, Bruce@DGS" <Bruce.Betts@dgs.ca.gov>

Date: Thursday, April 7, 2016 at 2:48 PM

To: Heather Koffman <Heather.Koffman@iapmo.org>

Cc: Monte Bogatz <monte.bogatz@iapmo.org>, "Frost, Laura@DGS" <Laura.Frost@dgs.ca.gov>

Subject: RE: 2016 California Mechanical and Plumbing Code Publication Agreement

Hi Heather,

We generally do not change the language in the CCC-307 document. However, the statement from your employee handbook (highlighted below) meets the intent of the requirement in para 2.b.(1).

Thanks for asking!

Bruce Betts

Acquisition Analyst

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Phone 916.441-9636

Email Bruce.Betts@dgs.ca.gov

From: Heather Koffman [<mailto:Heather.Koffman@iapmo.org>]

Sent: Thursday, April 07, 2016 2:29 PM

To: Betts, Bruce@DGS

Cc: Monte Bogatz

Subject: Re: 2016 California Mechanical and Plumbing Code Publication Agreement

Bruce,

Thanks for taking the time to talk to me today.

I want to close the loop on the issue with respect to the CCC-307 regarding Drug Free Workplace requirements.

CCC-307, at Section 2, asks us to affirmatively certify to the following:

2. **DRUG-FREE WORKPLACE REQUIREMENTS:** Contractor will comply with the requirements of the Drug-Free Workplace Act of 1990 and will provide a drug-free workplace by taking the following actions:

- a. Publish a statement notifying employees that unlawful manufacture, distribution, dispensation, possession or use of a controlled substance is prohibited and specifying actions to be taken against employees for violations.
- b. Establish a Drug-Free Awareness Program to inform employees about:
 - 1) the dangers of drug abuse in the workplace;
 - 2) the person's or organization's policy of maintaining a drug-free workplace;
 - 3) any available counseling, rehabilitation and employee assistance programs; and,
 - 4) penalties that may be imposed upon employees for drug abuse violations.
- c. Every employee who works on the proposed Agreement will:

1) receive a copy of the company's drug-free workplace policy statement; and,

2) agree to abide by the terms of the company's statement as a condition of employment on the Agreement.

Failure to comply with these requirements may result in suspension of payments under the Agreement or termination of the Agreement or both and Contractor may be ineligible for award of any future State agreements if the department determines that any of the following has occurred: the Contractor has made false certification, or violated the certification by failing to carry out the requirements as noted above. (Gov. Code §8350 et seq.)

I am confident that we accomplish everything besides B(1).

For (A), (B)(2), (B)(4), and (C), we have a drug-free workplace policy in our employee handbook, which specifies that violation can result in discipline up to and including termination — our employees affirmatively acknowledge this. For B(3), we have, and employees are made aware of, an employee assistance program.

I am concerned that we may not have a program that qualifies as “inform[ing] employees about the dangers of drug abuse in the workplace” and that we may not, therefore, meet the requirements of B(1). Our employee handbook states, “The possession, use, or sale of controlled substances... in the workplace, or individuals who are under the influence of these substances, pose unacceptable risks for safe, healthful, and efficient operations. All employees must report to work in a fit condition to perform their jobs safely and well.” That is the extent of our program’s provision of educational information about the dangers of drug use.

I would suggest — unless you object — that we simply strike through (B)(1) and initial it. Let me know if you anticipate this causing a problem.

Best,
Heather

Heather Nicole Koffman

The IAPMO Group

4755 E. Philadelphia St.

Ontario, CA 91761

909-472-4100

909-218-8115 (direct)

Heather.Koffman@iapmo.org

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12/17/2016

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From: "Betts, Bruce@DGS" <Bruce.Betts@dgs.ca.gov>
Date: Thursday, April 7, 2016 at 10:29 AM
To: Heather Koffman <Heather.Koffman@iapmo.org>
Subject: RE: 2016 California Mechanical and Plumbing Code Publication Agreement

Thank you!

Bruce Betts

Acquisition Analyst

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Phone 916.441-9636

Email Bruce.Betts@dgs.ca.gov

From: Heather Koffman [<mailto:Heather.Koffman@iapmo.org>]
Sent: Thursday, April 07, 2016 10:29 AM
To: Betts, Bruce@DGS
Cc: Monte Bogatz
Subject: Re: 2016 California Mechanical and Plumbing Code Publication Agreement

Bruce,

I wanted to get this form to you immediately, per your email to Russ below. It's completed and signed.

Please note that Section 6 remains blank — I wasn't sure exactly what to enter there, so I left that for you to fill out.

Also, the information requested in your email below:

- Name of person signing the contract: G.P. Russ Chaney
- Title of person signing the contract: Chief Executive Officer
- Complete Address of Signer of contract: 5001 E. Philadelphia St., Ontario, CA 91761

Can you also indicate the correct information for the project manager for this contract?

Contractor: IAPMO
Contact: Lynne Simnick
Phone: (909) 472-4110
E-mail: Lynne.Simnick@iapmo.org
Address: 4755 E. Philadelphia St.
Ontario, CA 91761

Best,
Heather Nicole Koffman

The IAPMO Group

4755 E. Philadelphia St.

Ontario, CA 91761

909-472-4100

909-218-8115 (direct)

Heather.Koffman@iapmo.org

WWW.IAPMO.ORG

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From: Russ Chaney <Russ.Chaney@iapmo.org>
Date: Thursday, April 7, 2016 at 9:28 AM
To: "Betts, Bruce@DGS" <Bruce.Betts@dgs.ca.gov>
Cc: "de la Motte, Leann@DGS" <Leann.delaMotte@dgs.ca.gov>, Monte Bogatz <monte.bogatz@iapmo.org>, Heather Koffman <Heather.Koffman@iapmo.org>
Subject: Re: 2016 California Mechanical and Plumbing Code Publication Agreement

I suspect my general counsel, Monte Bogatz, will be able to get you the required info as I know that he and Heather Koffman, our associate general counsel, will be getting back to you today on some of the changes to the contract and our wanting to be sure we are able to comply with all of the provisions of this updated agreement.

Monty, Heather, could one of you get back to Bruce immediately so we don't hold him up for his intended deadline.

All the best!

Russ

GP Russ Chaney
CEO, The IAPMO Group

From: "Betts, Bruce@DGS" <Bruce.Betts@dgs.ca.gov>
Date: Thursday, April 7, 2016 at 8:38 AM
To: Russ Chaney <Russ.Chaney@iapmo.org>
Cc: "de la Motte, Leann@DGS" <Leann.delaMotte@dgs.ca.gov>
Subject: FW: 2016 California Mechanical and Plumbing Code Publication Agreement

Good morning Russ,

Is it possible for you to complete the STD204 form that is attached to this email and return it to me today. There is information I need on the form (you FEIN) to get some processes started here at the State. Waiting beyond today may put our May 1st deadline in jeopardy and we want to get the contract executed on that date.

Bruce Betts

Acquisition Analyst

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Phone 916.441-9636

Email Bruce.Betts@dgs.ca.gov

From: Betts, Bruce@DGS

Sent: Tuesday, April 05, 2016 7:52 AM

To: 'Russ.Chaney@iapmo.org'

Cc: de la Motte, Leann@DGS

Subject: 2016 California Mechanical and Plumbing Code Publication Agreement

Good Morning Russ,

I am the Acquisition Analyst in the Office of Business and Acquisition Services (OBAS) assigned to assist with the execution of Contract #3188106 for the 2016 California Mechanical and Plumbing Code Publication Agreement for the Department of General Services, Building Standards Commission. I have a attached draft copy of the agreement. This drafts will be finalized once I receive the documents and information requested in this communications. So that OBAS can process this agreement, I will require the following completed documents (Scanned copies are acceptable, but the original document(s) will need to be forwarded with the contract package as described below). Please review the agreement and forward the completed documents no later than COB April 8th, 2016.

Please complete and return the following documents to me via email:

- CCC-307 Contractor Certification Clauses (attached)
- Std 204 Payee Data Record (attached)
- GSPD-05-105 Bidder Declaration (attached)
- Additionally, could please provide me the following information (complete the highlighted sections below) for the person that will be signing the agreement?

- Name of person signing the contract: _____
- Title of person signing the contract _____
- Complete Address of Signer of contract: _____

Can you also indicate the correct information for the project manager for this contract?

Contractor: IAPMO
Contact: _____
Phone: _____
E-mail: _____
Address: _____

I would like to thank you in advance for getting this information to me so that we can process and execute this as quickly as possible. Please don't hesitate to contact me should you have any questions.

Thank you,

Bruce Betts

Acquisition Analyst

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