



BOARD OF SUPERVISORS AGENDA ITEM REPORT
CONTRACTS / AWARDS / GRANTS

Award Contract Grant

Requested Board Meeting Date: March 6, 2018

** = Mandatory, information must be provided*

or Procurement Director Award

***Contractor/Vendor Name/Grantor (DBA):**

Town of Oro Valley (the "Town")

***Project Title/Description:**

Joint Administration of Public Works Capital Improvement Projects - La Cholla: Overton to Tangerine Road (the "Project")

***Purpose:**

Amend Intergovernmental Agreement making qualified personnel from the Town and Pima County available to perform services, including right of way, for capital projects. The Amendment authorizes Pima County to acquire real property interests for the Project, and then convey them to the Town. The Amendment requires the approval of the Town if the acquisition price exceeds the appraised value by 25% and \$25,000.00.

***Procurement Method:**

Arizona Revised Statutes 11-932

***Program Goals/Predicted Outcomes:**

Pima County Real Property Services will be able to acquire property for the Project, and convey the property located in Oro Valley to the Town.

***Public Benefit:**

The Town will acquire needed property for the Project and reduce costs by utilizing the services of Pima County Real Property Services

***Metrics Available to Measure Performance:**

The Town will reimburse the County for acquisition costs incurred for the Project.

***Retroactive:**

No

Contract / Award Information

Document Type: _____ Department Code: _____ Contract Number (i.e., 15-123): _____

Effective Date: _____ Termination Date: _____ Prior Contract Number (Synergen/CMS): _____

Expense Amount: \$* _____ Revenue Amount: \$ _____

***Funding Source(s) required:**

Funding from General Fund? Yes No If Yes \$ _____ % _____

Contract is fully or partially funded with Federal Funds? Yes No

***Is the Contract to a vendor or subrecipient?**

Were insurance or indemnity clauses modified? Yes No

If Yes, attach Risk's approval

Vendor is using a Social Security Number? Yes No

If Yes, attach the required form per Administrative Procedure 22-73.

Amendment / Revised Award Information

Document Type: CT Department Code: TR Contract Number (i.e., 15-123): 16*232

Amendment No.: 1 AMS Version No.: 5

Effective Date: 3/6/2018 New Termination Date: _____

Prior Contract No. (Synergen/CMS): _____

Expense or Revenue Increase Decrease Amount This Amendment: \$ 0.00

Is there revenue included? Yes No If Yes \$ _____

***Funding Source(s) required:** Transportation Ops-TR Directors Office

Funding from General Fund? Yes No If Yes \$ _____ % _____

Grant/Amendment Information (for grants acceptance and awards) Award Amendment

Document Type _____ Department Code: _____ Grant Number (i.e., 15-123): _____

Effective Date: _____ Termination Date: _____ Amendment Number: _____

Match Amount: \$ _____ Revenue Amount: \$ _____

***All Funding Source(s) required:**

*Match funding from General Fund? Yes No If Yes \$ _____ % _____

*Match funding from other sources? Yes No If Yes \$ _____ % _____

*Funding Source: _____

***If Federal funds are received, is funding coming directly from the Federal government or passed through other organization(s)?** _____

Contact: Neil J. Konigsberg

Department: Real Property Services Telephone: 724-6582

Department Director Signature/Date: [Signature] 2/9/18

Deputy County Administrator Signature/Date: [Signature] 2/12/18

County Administrator Signature/Date: [Signature] 2/14/18

(Required for Board Agenda/Addendum Items)

Pima County Department of Transportation

Project: Joint Administration of Public Works Capital Improvement Projects
Parties: Pima County & Town of Oro Valley

Contract Number: CT-TR-16-232

Contract Amendment No.: 1

CONTRACT

NO. CT-TR-16-232

AMENDMENT NO. 01

This number must appear on all invoices, correspondence and documents pertaining to this contract.

Original Contract Term: 3/01/16-2/28/21	Original Amount:	\$ 5,000,000.00
Termination Date Prior Amendment: N/A	Prior Amendments Amount:	\$ 0.00
Termination Date This Amendment: 2/28/21	This Amendment Amount:	\$ 0.00
	Revised Total Amount:	\$ 5,000,000.00

IGA AMENDMENT NUMBER 1

1. Background and Purpose.

- 1.1. Pima County ("County") previously entered into an Intergovernmental Agreement (the "IGA") with the Town of Oro Valley ("Town"), IGA number CT-TR-16-232, in order to make County's and Town's qualified personnel available to each other, as provided in specific Project Agreements, for Capital Project Services, including right-of-way services. Capitalized terms used in this Amendment have the meanings assigned in the IGA.
- 1.2. Under Section 5 of the IGA, the Sponsoring Agency is responsible for entering into third-party project-related contracts in its own name, and making all payments under those contracts, even if the Provider Agency is providing contract-administration and project-management services.
- 1.3. County and Town wish to clarify the available processes for property acquisitions.

2. Right-of-Way Services. A Project Agreement that calls for the Provider Agency to provide right-of-way acquisition services may specify that the Provider Agency will first acquire the real property in its own name and later convey it to the Sponsoring Agency after the Sponsoring Agency has reimbursed the Provider Agency for all its acquisition-related costs. If the Project Agreement allows this method to be used, it must specify what types of transactions may be handled in this fashion, and at what time the reimbursement(s) and reconveyance(s) are to occur. If a Project Agreement does not specifically allow this method to be used, the Provider Agency will provide standard right-of-way acquisition services, such as price negotiations and contract preparation, but will submit the resulting contract to the Sponsoring Agency for approval and payment.

3. Delegation of Authority. County and Town each hereby delegates to its Director, or the Agency's signatory authority, the authority to execute on its behalf, in its role as the Provider Agency under a Project Agreement, all agreements for the acquisition of rights-of-way for the Sponsoring Agency, regardless of the acquisition price, and to execute deeds for the subsequent conveyance of those rights-of-way to the Sponsoring Agency. Each acquisition by Town acting as the Provider Agency must be approved by the appropriate authority at the County before the Town executes a binding agreement with the property owner for the acquisition. Acquisitions by the County acting as the Provider Agency need not be submitted to the Town for approval unless the acquisition price exceeds the appraised value by twenty-five ("25") percent and twenty-five thousand dollars ("\$25,000").

4. All other portions of the IGA remain in full force and effect.

PIMA COUNTY:

TOWN OF ORO VALLEY

Richard Elias, Chairman, Board of Supervisors

Dr. Satish I. Hiremath, Mayor

Date

Date

ATTEST:

ATTEST:

Julie Castaneda, Clerk of the Board

Michael Standish, Town Clerk

Date

Date

The foregoing Amendment to the Agreement has been approved as to content and is hereby recommended to the Board by the undersigned.



Director,
Pima County Department of Transportation

Director,
Oro Valley Department of Transportation

ATTORNEY CERTIFICATION

The foregoing Amendment to the Intergovernmental Agreement between Pima County and the Town of Oro Valley has been reviewed pursuant to A.R.S. § 11-952 by the undersigned who have determined that it is in proper form and is within the powers and authority granted under the laws of the State of Arizona to those parties to the Agreement.

PIMA COUNTY:

TOWN OF ORO VALLEY



Deputy County Attorney **TOBIN ROSEN**

Tobin Sidles, Director of Legal Services

2/1/18

Date

Date