



BOARD OF SUPERVISORS AGENDA ITEM REPORT
CONTRACTS / AWARDS / GRANTS

Requested Board Meeting Date: 2/21/2017

or Procurement Director Award

Contractor/Vendor Name: Tucson Electric Power
(DBA):

Project Title/Description:

Agreement for 2017 Low Income Weatherization Program Implementation, Amendment No. 4

Purpose:

This amendment provides additional utility funding that leverages and supports the Pima County Home Repair & Weatherization Program administered by Community Development & Neighborhood Conservation Department. In addition to amending the term of the agreement to December 31, 2017, grant revenue from TEP is \$45,000.000

Procurement Method:

N/A

Program Goals/Predicted Outcomes:

Installation of energy efficient measures for homes of income eligible households that are TEP customers including elderly; persons with disabilities; and, families with children in unincorporated Pima County and Towns of Marana, Oro Valley and Sahuarita.

Public Benefit:

Improved housing stock by providing eligible households with energy efficient home repair and weatherization services.

Metrics Available to Measure Performance:

Number of completed jobs and funds expended as required by funder.

Retroactive:

Yes, this IGA will be retroactive to January 1, 2017. Staff received finalized agreement from TEP 1/27/17 and requested placement on the next available Board Agenda.

Original 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):

Cost to Pima County General Fund:

Contract is fully or partially funded with Federal Funds? Yes No Not Applicable to Grant Awards

Were insurance or indemnity clauses modified? Yes No Not Applicable to Grant Awards

Vendor is using a Social Security Number? Yes No Not Applicable to Grant Awards

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

Amendment Information

Document Type: GTAM Department Code: CD Contract Number (i.e.,15-123): 17000000000000000042

Amendment No.: 4

AMS Version No.: 1

Effective Date: 1/1/2017

New Termination Date: 12/31/2017

Expense Revenue Increase Decrease

Amount This Amendment: \$45,000.00

Funding Source(s): N/A

Cost to Pima County General Fund: N/A

Contact: Denise Sauer, Contract Specialist 4-2772 / Jesus Duran, Housing Rehab. Specialist 724-6787

Department: Community Development & Neighborhood Conservation Telephone: 724-6787

Department Director Signature/Date:

Margaret M. Kuc 01/31/2017

Deputy County Administrator Signature/Date:

Jaur 2/1/2017

County Administrator Signature/Date:

(Required for Board Agenda/Addendum Items)

C. DeLuca 2/1/17



AMENDMENT NO. 4

Agreement for 2017 Low Income Weatherization Program Implementation Between the Pima County through the Community Development and Neighborhood Conservation Department and Tucson Electric Power

THIS AMENDMENT NO. 4 is entered into for services provided from and after the 1st day of January, 2017, by and between Tucson Electric Power, an Arizona corporation, with offices at 88 E. Broadway Blvd, Tucson, AZ, 85701 (“TEP”) and Pima County through the Community Development and Neighborhood Conservation Department, the organization, with offices at 2797 E. Ajo Way, 3rd floor, Tucson, AZ 85713 (“CDNC”). (“TEP” and “CDNC” are referred to herein individually as “Party” and collectively as the “Parties”).

WHEREAS, TEP and CDNC are Parties to that certain Agreement for Low Income Weatherization Program Implementation between TEP and CDNC, Pima County Contract No. 13*222/Amend No. 7, dated effective as of the 1st day of July, 2013 (“Agreement”).

WHEREAS, the Parties desire to extend the term of the Agreement and make other mutually agreed upon changes;

NOW THEREFORE, in consideration of the above premises and respective covenants and agreements hereinafter set forth, the Parties agree to amend the Agreement as follows:

Defined terms not otherwise defined herein shall have the meaning set forth in the Agreement.

- Section 2.3: Replace Section 2.3 in its entirety with the following:

“CDNC will provide TEP with an invoice and forecast report each month. Invoices are required even if the amount being requested is zero dollars (\$0.00). Submittal of all invoices and forecast reports shall follow the 2017 schedule attached hereto as Attachment “C”.

- Section 3.1: Replace Section 3.1 in its entirety with the following:

The overall Low Income Budget amounts for Low Income Weatherization (“LIW”) agencies in TEP’s service territory are subject to the Arizona Corporation Commission (“ACC”) approval. With regards to cost Allocation plans, TEP reserves the right to review sufficient verification and pertinent reporting data as of November 1st of the 2017 program year and

based on the percent of the Allocation spent, authorize the subsequent year Allocation forecast on this basis by November 15, 2017. However, if the 2017 year spend is equal to or more than 90% of the Allocation by November 1, 2017, then the subsequent year Allocation shall be based on 100% of the Allocation as specified in the TEP 2016 DSM Implementation Plan, subject to approval by TEP or the ACC.

- Section 5.1: Replace Section 5.1 in its entirety with the following:

For budget year 2017, TEP will reimburse CDNC in an aggregate amount of up to \$45,000.00 for weatherization services provided under this Agreement. CDNC's administration costs are not to exceed 10% of the total amount of weatherization and Health and Safety costs invoiced up to a maximum total of \$4,090.90. Health and Safety costs are not to exceed 25% of weatherization spending as described in paragraph 1.6 in the Agreement.

- Section 6.1: Replace Section 6.1 in its entirety with the following:

"This Agreement shall commence on the Effective Date and shall continue until December 31, 2013, unless sooner terminated or further extended as provided herein. The Parties may renew this Agreement for up to four (4) additional one-year periods or any portion thereof."

- The Parties agree to renew and extend the term of the Agreement for one (1) additional one-year period, terminating on December 31, 2017.

- Section 8.1: Replace Section 8.1 in its entirety with the following:

"The Parties shall not discriminate against any Parties' employee, client or any other individual in any way because of that person's age, race, creed, color, religion, sex, disability or national origin in the course of carrying out Parties' duties pursuant to this Agreement as required by law. The Parties shall comply with the provisions of Executive Order 75-5, as amended by Executive Order 2009-9, which are incorporated into this Agreement by reference as if set forth in full herein.

- Section XIV: The Agreement is amended to include section **XIV Israel Boycott Divestments** to include Section 14.1 that will read:

"TEP shall not engage in a boycott of Israel in the course of carrying out TEP's duties pursuant to this Agreement as defined by A.R.S. § 35-393.01."

- Attachment "C" 2016 Schedule will be replaced in its entirety with Attachment "C" 2017 Schedule, attached to the Agreement and incorporated therein by this reference.

IN WITNESS WHEREOF, the authorized representatives of both Parties have executed this Amendment No. 4, effective as of the date first above written:

PIMA COUNTY:

TUCSON ELECTRIC POWER:

Sharon Bronson, Chair
Board of Supervisors

Date

Margaret M. Kish

01/30/2017

Margaret Kish, Director

Date

APPROVED AS TO FORM:

Karen S. Friar *1-27-17*

Karen S. Friar, Deputy County Attorney

Date

Clerk, Board of Supervisors
Pima County, Arizona

Date

Randy Christensen, Director
Customer Programs

Date

Attachment "C"

2017 SCHEDULE

MONTH	BILLING CUT OFF DATE	BILLING DUE DATE
January 2017	1/23/2017	1/26/2017
February 2017	2/21/2017	2/23/2017
March 2017	3/24/2017	3/29/2017
April 2017	4/24/2017	4/26/2017
May 2017	5/25/2017	5/29/2017
June 2017	6/23/2017	6/28/2017
July 2017	7/24/2017	7/27/2017
August 2017	8/24/2017	8/28/2017
September 2017	9/22/2017	9/26/2017
October 2017	10/24/2017	10/26/2017
November 2017	11/22/2017	11/27/2017
December 2017	12/21/2017	12/26/2017