



**BOARD OF SUPERVISORS AGENDA ITEM REPORT
CONTRACTS / AWARDS / GRANTS**

Award Contract Grant

Requested Board Meeting Date: 06/19/2018

* = Mandatory, information must be provided

or Procurement Director Award

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

US Dept of Homeland Security, US Customs and Border Protection ("CBP")

***Project Title/Description:**

Third Amendment to Amended and Restated Intergovernmental Agreement ("IGA"); Lic-0286; Supervisor Dist 3

***Purpose:**

County and CBP entered into an IGA effective August 5, 2008, pursuant to which County granted CBP the right to enter upon and to construct, install and maintain communications equipment on County owned property at 33200 S. Sasabe Hwy. The IGA also granted County permission and access to communications/surveillance towers owned by CBP in Pima County in order to attach radios and antennas in support of the Pima County Wireless Integrated Network system. On June 3, 2014, the parties entered into an Amended and Restated IGA to extend the term and to refine some of the parties' responsibilities under the IGA. The Second Amendment entered into on December 12, 2017 permitted CBP to make certain upgrades to its site and to temporarily move its antennas to the adjacent County tower pending the upgrade to the CBP tower. This Third Amendment to IGA will extend the current term for an additional five (5) years, to expire on August 4, 2023.

***Procurement Method:**

Exempt pursuant to Pima County Code Section 11.04.020

***Program Goals/Predicted Outcomes:**

Enhanced border protection by upgrading CBP surveillance towers and related communications equipment.

***Public Benefit:**

Enhanced emergency response to benefit County citizens through County's PCWIN network system, and enhanced border security through upgraded CBP surveillance tower.

***Metrics Available to Measure Performance:**

Timely compliance with terms of IGA by CBP.

***Retroactive:**

No.

*To: COB- 6-1-18
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(1)*

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: CTN Department Code: IT Contract Number (i.e., 15-123): 12*371

Amendment No.: Three (3) AMS Version No.: 4

Effective Date: ~~8/05/2008~~ 8-5-2018 ms New Termination Date: 08/04/2023

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:**

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: Michael D. Stofko

Department: Real Property Services

Telephone: 520-724-6667

Department Director Signature/Date: _____

Deputy County Administrator Signature/Date: _____

County Administrator Signature/Date: _____

(Required for Board Agenda/Addendum Items)

Handwritten signatures and dates: 5/29/2018, 5/30/18, C. K. [Signature] 5/30/18

CONTRACT	
NO.	<u>CTN-IT-12-371</u>
AMENDMENT NO.	<u>03</u>
This number must appear on all invoices, correspondence and documents pertaining to this contract.	



**THIRD AMENDMENT TO AMENDED AND
RESTATED INTERGOVERNMENTAL
AGREEMENT BETWEEN PIMA COUNTY,
ARIZONA AND
THE U.S. DEPARTMENT OF
HOMELAND SECURITY, CUSTOMS AND
BORDER PROTECTION**

CONTRACT No. CTN-IT-1200000000000000371 (Previous #01-14-U-141123-0808)

Customs and Border Protection Contract Number: HSBP-1113-L-DA00532

This THIRD AMENDMENT TO AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT is entered into by and between Pima County ("County"), a political subdivision of the State of Arizona, and the U.S. Department of Homeland Security, U.S. Customs and Border Protection, a branch of the United States government, hereinafter referred to as "CBP," and shall be effective August 5, 2018.

RECITALS

A. County and CBP entered into an Intergovernmental Agreement ("IGA") effective August 5, 2008, with an expiration date of August 4, 2013, granting CBP permission to enter upon and to construct, install, operate and maintain certain communications equipment on County-owned land which is a portion of Tax Parcel 302-02-0130, commonly known as 33200 S. Sasabe Highway (the "Site"). The original IGA was assigned Contract No. #01-14-U-141123-0808.

B. On June 3, 2014, the parties entered into an Amended and Restated IGA, which fully replaced and superseded the original IGA, extended the term of the IGA to August

4, 2018, and redefined some of the parties' respective responsibilities under the IGA. The Amended and Restated IGA was assigned Contract No. CTN-IT-12*371, Amendment No. 1.

C. On December 12, 2017, the parties entered into a Second Amendment to Amended and Restated IGA, pursuant to which CBP was permitted to make certain changes to the existing Site. The Second Amendment to Amended and Restated IGA was assigned Contract No. CTN-IT-12*371, Amendment No. 2.

D. Pursuant to Section H of the Amended and Restated IGA, the term of the Amended and Restated IGA is "renewable upon mutual agreement of the parties."

E. CBP wishes to extend the term of the Amended and Restated IGA for another five (5) years commencing on August 5, 2018, and expiring on August 4, 2023, and County is amenable to granting such extension of the term, subject to approval of the Board of Supervisors herein.

AGREEMENT

NOW THEREFORE, in consideration of the mutual promises and undertakings of the parties hereinafter set forth, it is agreed as follows:

1. The term of the subject Amended and Restated IGA shall be extended for an additional five (5) years, to expire on August 4, 2023.
2. All other terms and provisions of the Amended and Restated IGA not specifically changed by this Third Amendment shall remain in effect and are binding upon the parties.

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IN WITNESS THEREOF, the parties have affixed their signatures to this Second Amendment on the dates written below.

PIMA COUNTY:

Richard Elias
Chair, Board of Supervisors

Date

**U.S. DEPARTMENT OF
HOMELAND SECURITY,
CUSTOMS AND BORDER
PROTECTION:**



Paul Enriquez
Branch Chief
Real Estate and Environmental
Border Patrol Air & Marine Program
Management Office, U.S. Customs
and Border Protection

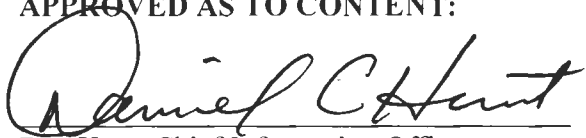
05/23/18
Date

ATTEST:

Julie Castaneda, Clerk of the Board

Date

APPROVED AS TO CONTENT:



Dan Hunt, Chief Information Officer
Pima County Department of Information Technology

5/23/18
Date

Intergovernmental Agreement Determination

The foregoing Amendment to the Intergovernmental Agreement between Pima County and the U.S. Department of Homeland Security, Customs and Border Protection, has been reviewed pursuant to A.R.S. section 11-952 by the undersigned, who has determined that it is in proper form and is within the powers and authority granted under the laws of the State of Arizona to Pima County.

Pima County:



Kell Olson, Deputy County Attorney

5/8/18
Date