



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

☒ Award ☐ Contract ☐ Grant

Requested Board Meeting Date: February 20, 2024

or Procurement Director Award: ☐

** = Mandatory, information must be provided*

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

Senergy Petroleum, LLC

***Project Title/Description:**

Gasoline, Diesel, and Diesel Exhaust Fluid (DEF)

***Purpose:**

Amendment of Award: Master Agreement No. MA-PO-18-349, Amendment No. 8. This Amendment extends the termination date to 04/30/24 and increases the contract amount by \$650,000.00 for a cumulative not-to-exceed contract amount of 13,128,384.58.

Administering Department: Fleet Services.

***Procurement Method:**

Pursuant to Pima County Procurement Code 11.24.010, Cooperative procurement with City of Tucson, on 07/03/2018, the Board of Supervisors approved an award of contract for an initial term of one (1) year and a shared annual award amount of \$6,008,000.00 with four (4) one-year renewal options. This contract was awarded to multiple contractors, MA-PO-18-348 (Western Refining Wholesale, Inc.), MA-PO-18-349 (Senergy Petroleum, LLC), and MA-PO-18-350 (The Soco Group, Inc.). This award included the authority for the Procurement Director to reallocate the award amounts among the contracts considering actual usage and anticipated requirements without further action by the Board of Supervisors, provided that the sum of the revised contract amounts does not exceed the shared award amount per year.

On 08/21/2018, the Procurement Director approved Amendment No. 1 for MA-PO-18-348 to add an affiliate vendor Western Refining Southwest Inc, dba Firebird Fuel, whose services were needed to fill the County's fuel trucks. \$100,000.00 was transferred from Western Refining Wholesale Inc. to Western Refining Southwest Inc.

On 07/10/2019, the Procurement Director approved Amendment No. 2 for MA-PO-18-348 and Amendment No. 1 for MA-PO-18-349 and MA-PO-18-350, which extended the termination date to 07/02/2020 and added a partial award amount of \$3,504,000.00 for a cumulative not-to-exceed contract amount of \$9,512,000.00. Three (3) renewal options remained.

On 09/10/2019, the Procurement Officer processed Amendment No. 2 for MA-PO-18-350. The SoCo Group, Inc. was bought out and was no longer doing business in Arizona. There was not an Assignment-Delegation to the new owners due to terms and conditions in the purchase and sale agreement. The remaining not-to-exceed amount of \$7,752.44 was transferred to MA-PO-18-349 for a cumulative not-to-exceed contract amount of \$1,110,252.44.

On 03/13/2020, the Procurement Director approved Amendment No. 2 for MA-PO-18-349, which processed a vendor record change. The seller allowed the buyer to retain the same name, Senergy Petroleum, LLC, with a new Tax ID number. \$219,362.49 was used under the old vendor record. The cumulative not-to-exceed contract amount for the new vendor record was \$890,889.95.

On 06/24/2020, the Procurement Director approved Amendment No. 3, for MA-PO-18-348 and MA-PO-18-349, which extended the termination date to 07/02/2021 and added a partial award amount of \$3,200,000.00 for a cumulative not-to-exceed contract amount of \$12,712,000.00. Two (2) renewal options remained.

On 02/18/2021, the Procurement Director approved Amendment No. 4 for MA-PO-18-348, which discontinued Western Refining Southwest Inc. dba Firebird Fuel and added a new vendor, Flyers Energy, LLC., which acquired Western Refining Southwest, Inc. dba Firebird Fuel on 12/03/2020.

On 07/07/2021, the Procurement Director approved Amendment No. 5 for MA-PO-18-348 and Amendment No. 4 for MA-PO-18-349, which extended the termination date to 07/02/2022 and moved \$4,450,269.87 from Western Refining Wholesale, Inc., to Senergy Petroleum, LLC. No additional funding was added, and the contract not-to-exceed amount remained at \$12,712,000.00. One (1) renewal option remained.

On 07/18/2022, the Procurement Director approved Amendment No. 6 for MA-PO-18-348 and Amendment No. 5 for MA-PO-18-349, which extended the termination date to 07/02/2023 and added a partial award amount of \$3,200,000.00 for a cumulative not-to-exceed contract amount of \$12,712,000.00. Zero (0) renewal options remain.

TO: COB 2/1/2024
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On 11/04/2022, the Procurement Director approved Amendment No. 7 for MA-PO-18-348, which changed Western Refining Wholesale, Inc., to Flyers Energy, LLC, which acquired Western Refining Wholesale, Inc., and appends the Forced Labor of Ethnic Uyghurs provision to the contract, pursuant to A.R.S. § 35-394.

On 06/20/2023, the Board of Supervisor approved Amendment No. 6 for MA-PO-18-349, which extended the termination date to 12/31/2023, and added the Forced Labor of Ethnic Uyghurs provision to the contract, pursuant to A.R.S. § 35-394. No additional funds were added and contract not-to-exceed amount remained at \$12,478,384.58.

On 12/05/2023, the Board of Supervisors approved Amendment No. 7 for MA-PO-18-349, which extended the termination date to 02/29/2024. No additional funds were added and contract not-to-exceed amount remained at \$12,478,384.58.

This extension is required to allow for the completion of the City of Tucson cooperative contract, which is currently in the negotiation phase of the solicitation process.

PRCUID: 303316

Attachment: Master Agreement

***Program Goals/Predicted Outcomes:**

To provide Pima County Fleet Services with the purchase and delivery of automotive fuels and exhaust additives.

***Public Benefit:**

Cost-effective purchase and supply of gasoline and diesel for County vehicles and equipment to perform operational administrative transportation functions, and keep fuel stations supplied in case of emergencies.

***Metrics Available to Measure Performance:**

Verify pricing using OPIS daily rates in addition to the discounts provided by fuel contractors. Measure the timeframe from ordering fuel to delivery of the fuel at each County Station.

***Retroactive:**

No.

THE APPLICABLE SECTION(S) BELOW MUST BE COMPLETED

Click or tap the boxes to enter text. If not applicable, indicate "N/A". Make sure to complete mandatory (*) fields

Contract / Award Information

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

If Yes, 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 22-10.

Amendment / Revised Award Information

Document Type: MA Department Code: PO Contract Number (i.e., 15-123): 18-349

Amendment No.: 8 AMS Version No.: 23

Commencement Date: 03/01/2024 New Termination Date: 04/30/2024

Prior Contract No. (Synergen/CMS): N/A

☒ Expense ☐ Revenue ☒ Increase ☐ Decrease

Amount This Amendment: \$ 650,000.00

Is there revenue included? ☐ Yes ☒ No If Yes \$ N/A

***Funding Source(s) required: Fleet Service Operations**

Funding from General Fund? ☐ Yes ☒ No If Yes \$ _____ % N/A

Grant/Amendment Information (for grants acceptance and awards)

☒ Award ☐ Amendment

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

Commencement 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: Procurement Officer: Maria Julia Canizales Digitally signed by Maria Julia Canizales
Date: 2024.01.31 13:03:06 -07'00' Division Manager: Ana Wilber Digitally signed by Ana Wilber
Date: 2024.01.31 13:45:23 -07'00'

Department: Procurement Director: Terri Spencer Digitally signed by Terri Spencer
Date: 2024.01.31 14:05:53 -07'00' Telephone: (520) 724-8167

Department Director Signature: Ray Ochotorena Digitally signed by Ray Ochotorena
Date: 2024.02.01 08:41:43 -07'00'

Deputy County Administrator Signature:  Date: 2-1-2024

County Administrator Signature: _____ Date: 2-1-2024



MASTER AGREEMENT

PIMA COUNTY, ARIZONA

THIS IS NOT AN ORDER - TRANSMISSION CONSTITUTES
CONTRACT EXECUTION

Master Agreement No: 18000000000000000349

MA Version: 23

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Description: Gasoline, Diesel and Diesel Exhaust Fluid (DEF)

I S S U E R	Pima County Procurement Department	T E R M S	Initiation Date: 03-01-2024
	150 W. Congress St. 5th Fl		Expiration Date: 04-30-2024
	Tucson AZ 85701		
	Issued By: MARIA CANIZALES		
	Phone: 5207248167		
	Email: maria.canizales@pima.gov		
			<div>NTE Amount: \$12,916,481.55 Used Amount: \$11,041,946.31</div>

V E N D O R	Senergy Petroleum LLC	Contact: Carlos Zubiate
	622 South 56th Avenue	Phone: 480-733-4244
	Phoenix AZ 85043	Email: carlos.zubiate@gosenergy.com
		Terms: 0.00 %
		Days: 30

Shipping Method: Vendor Method

Delivery Type:

FOB: FOB Dest, Freight Prepaid

Modification Reason

Amendment No. 8. This Amendment extends the termination date to 04/30/24 and adds a one-time increase in the amount of \$650,000.00 for a cumulative not-to-exceed contract amount of 13,128,384.58.

This Master Agreement incorporates the attached documents, and by reference all instructions, Standard Terms and Conditions, Special Terms and Conditions, and requirements that are included in or referenced by the solicitation documents used to establish this agreement. All transactions and conduct are required to conform to these documents.



MASTER AGREEMENT DETAILS

Master Agreement No: 1800000000000000349

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Line	Description					
1	Unleaded discount off (0.0412) per gallon Mission					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
2	Unleaded discount off (0.0301) per gallon Congress					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
3	Unleaded discount off (0.0403) per gallon Houghton					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
4	Unleaded discount off (0.0195) per gallon Dodge					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
5	Unleaded discount off (0.0397) per gallon Ajo Way					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
6	Unleaded discount off (0.0225) per gallon Ina					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
7	Unleaded discount off (0.0200) per gallon La Canada					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
8	Unleaded discount off (0.0192) per gallon Sanders					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
9	Unleaded additional price of 0.0250 per gallon Ajo AZ					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
10	Unleaded additional price of 0.2000 per gallon A7 Ranch					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
11	Unleaded additional price of 0.0750 per Bulk Plant Load					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
12	Diesel discount off (0.0445) per gallon Mission					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
13	Diesel discount off (0.0575) per gallon Houghton					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
14	Diesel discount off (0.0465) per gallon Dodge					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
15	Diesel discount off (0.0305) per gallon Ina					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
16	Diesel discount off (0.0150) per gallon Sanders					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
17	Diesel additional price of 0.1600 per gallon Stadium Distric					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
18	Diesel additional price of 0.1550 per gallon A7 Ranch					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			
19	Diesel additional price of 0.055 per Bulk Plant Load					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			



PIMA COUNTY

MASTER AGREEMENT DETAILS

Master Agreement No: 18000000000000000349

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Line Description

20	Diesel Exhaust Fluid (DEF)					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$3.14			
21	Free Form Line					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %		\$0.00			
22	Diesel additional price of 0.0305 per gallon Ajo AZ					
	Discount	UOM	Unit Price	Stock Code	VPN	MPN
	0.0000 %	GAL	\$0.00			