



Contract Number: CTN-IT-12*268-02
 Effective Date: 06-18-2013
 Term Date: 07-05-2015
 Cost: 0
 Revenue: \$177,367.19
 Total: 0
 Action:
 Renewal By: 05-01-2015
 Term: 07-05-2015
 Reviewed by: VB

BOARD OF SUPERVISORS AGENDA ITEM SUMMARY

Requested Board Meeting Date: June 18, 2013

ITEM SUMMARY, JUSTIFICATION &/or SPECIAL CONSIDERATIONS:

This SSA Amendment for the Town of Oro Valley Police Department (OVPD) authorizes the County to make additional alterations at the telecommunications site located at 11000 North La Canada Drive to install a new 300kW diesel powered generator. Title to the generator will transfer to OVPD. The OVPD will assume all responsibility for maintaining the equipment. OVPD will provide 200 Amp generator service for the PCWIN equipment installed at that location and will not charge the County for emergency power.

The Town of Oro Valley will transfer ownership of its existing 40 kW diesel powered generator to the County for its use in the PCWIN project on Tumamoc Hill.

Cost: Nothing will be paid to the Town of Oro Valley. The total cost of the generator and automatic transfer switch is \$235,458.99 of which Oro Valley will reimburse the County \$177,367.19 (revenue).

CONTRACT NUMBER (If applicable): CTN-IT-12000000000000000268

STAFF RECOMMENDATION(S):

The Information Technology Department recommends that the Pima County Board of Supervisors adopt and the Chairman sign the PCWIN-Town of Oro Valley Site-Specific Amendment for the Police Department facility.

CORPORATE HEADQUARTERS: Arizona

Procure Dept 05/24/13 PM 12:19

TO COB 6-5-13
 Agenda 6-18-13 (2)

CLERK OF BOARD USE ONLY: BOS MTG. _____

ITEM NO. _____

PIMA COUNTY COST: N/A and/or REVENUE TO PIMA COUNTY:\$ 177,367.19

FUNDING SOURCE(S): N/A

(i.e. General Fund, State Grant Fund, Federal Fund, Stadium D. Fund, etc.)

Advertised Public Hearing:

<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO
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Board of Supervisors District:

1	<input checked="" type="checkbox"/>	2	<input type="checkbox"/>	3	<input type="checkbox"/>	4	<input type="checkbox"/>	5	<input type="checkbox"/>	All	<input type="checkbox"/>
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IMPACT:

IF APPROVED:

PCWIN will be authorized to install a generator at the Town of Oro Valley Police Department facility and OVPD will transfer ownership of its existing 40 kW diesel powered generator to the County for its use in the PCWIN project on Tumamoc Hill.

IF DENIED:

PCWIN will not be allowed to install a generator at the Town of Oro Valley Police Department facility and will not receive ownership of OVPD's existing 40 kW diesel powered generator, which will require the project to consider other options.

DEPARTMENT NAME: Information Technology

CONTACT PERSON: Julie K McWilliams TELEPHONE NO.: 724-8066

CONTRACT	
NO. <u>CTN-IT-1200000000000000268</u>	
AMENDMENT NO. <u>02</u>	
This number must appear on all invoices, correspondence and documents pertaining to this contract.	

AMENDMENT TO SITE SPECIFIC AGREEMENT

#CTN-IT-1200000000000000268 (formerly 01-14-O-143059-0710)

WHEREAS, Pima County, a political subdivision of the State of Arizona ("County") and Town of Oro Valley, a municipal corporation ("TOWN") entered into a Master Agreement for Joint Use of Facility Space (the "Master Agreement") recorded on August 20, 2010 at Docket 13877 page 450 sequence 20101610165 of the records of the Pima County Recorder;

WHEREAS, pursuant to the terms of the Master Agreement, a Site-Specific Supplemental Agreement was entered into on July 6, 2010 between County and Town for the Premises located at 11000 N. La Canada Drive, Oro Valley, Arizona at which the Town of Oro Valley Police Department is located (the "Site-Specific Supplemental Agreement");

WHEREAS, On December 7, 2010, County and Town agreed to amend and restate the Site-Specific Supplemental Agreement (the "Amended and Restated Site-Specific Supplemental Agreement");

WHEREAS, County and Town desire to amend the Amended and Restated Site-Specific Supplemental Agreement as set forth below to allow the parties to install, maintain and operate an emergency generator at the Oro Valley Police Department;

WHEREAS, The \$177,367.19 cost of this contract will be paid for out of Oro Valley Police Department "Seizure Funds" and have no detrimental effect on the Oro Valley Police Department Budget.

NOW, THEREFORE, it is agreed as follows:

CHANGE: Site Specific Agreement, Section III. Alterations

Add to the end of the section:

"At the request of the Space Provider, Requestor will also replace Space Provider's existing 40kW generator with a new 300kW diesel fuel generator to supply emergency power to the Requestor's Equipment and the Space Provider's Police Department facilities. The project will include installation of a remote generator monitoring panel at a location to be determined inside the Police Department. Design documents for the generator installation will be submitted for approval of Space Provider's representatives before construction is initiated."

CHANGE: Delete Section VI.b Other Services or Resources to be Provided by Space Provider, Generator Backup Power, and replace with:

- a. "Generator Backup Power? Yes No
 Expected Minimum Runtime: **72 (hrs)**

Requestor will supply and install a 300kW diesel generator with integrated fuel tank and automatic transfer switch(es) to provide emergency power to Requestor's Equipment and Space Provider's Police Department facility.

The generator and automatic transfer switch(es) will become the property of the Space Provider according to the terms of Section 7.3.2 of the Master Agreement.

The Space Provider will be responsible for all maintenance, fueling, environmental permits, and spill clean-up to current environmental standards consistent with any City, County, State and Federal regulations, and all related costs.

Space Provider will reserve sufficient generator load capacity to supply generator power to service all circuits in Requestor's 225 amp service panel."

CHANGE: Section VIII. Special Terms and Conditions

Add to the end of the section:

"Space Provider will transfer ownership of its DMT 40kW generator to the Requestor for reuse at another communications site to support the Pima County Wireless Integrated Network. Space Provider and Requestor will share costs for the OVPD generator project as follows:

	Bid	Requestor 200 Amp Service (20%)	Space Provider 800 Amp Service (80%)
300 kW Generator Bid Price	\$235,458.99	\$47,091.80	\$188,367.19
Used Resale Value Existing 40 kW Generator			(\$11,000.00)
Total		\$47,091.80	\$177,367.19

Space Provider will reimburse Requestor for its share of the costs upon completion of the project. Payment is due within 30 days of receipt of an invoice from the Requestor."

The effective date of this Amendment shall be the date approved by the County.

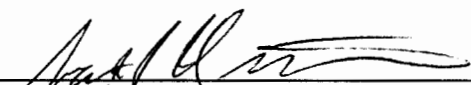
All other provisions of the Agreement, not specifically changed by this Amendment, shall remain in effect and be binding upon the parties.

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

COUNTY (Requestor)

TOWN(Space Provider)

Chairman, Board of Supervisors



Mayor, Town of Oro Valley


Date

Date

5/17/13

ATTEST:

Robin Brigode, Clerk of the Board

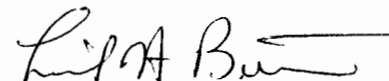


Julie Bower, Town Clerk

APPROVED AS TO CONTENT:

COUNTY:

CITY:

 5/24/13

Lionel Bittner, Chief Information Officer



Daniel G. Sharp, Police Chief

INTERGOVERNMENTAL AGREEMENT DETERMINATION

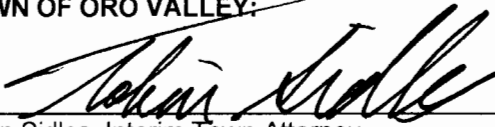
The foregoing Amendment to Site Specific Agreement between Pima County and the Town of Oro Valley has been reviewed pursuant to A.R.S. § 11-952 et seq. by the undersigned, who have determined that it is in proper form and is within the powers and authority granted under the laws of the State of Arizona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

PIMA COUNTY:


TOBIN ROSEN

for Marc Natelsky, Deputy County Attorney, Civil Division

TOWN OF ORO VALLEY:



Tobin Sidles, Interim Town Attorney

RESOLUTION NO. (R)13-35

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF ORO VALLEY, ARIZONA, AUTHORIZING AND APPROVING AN AMENDMENT TO THE SITE SPECIFIC AGREEMENT TO THE INTERGOVERNMENTAL AGREEMENT BETWEEN PIMA COUNTY AND THE TOWN OF ORO VALLEY FOR THE PIMA COUNTY WIRELESS INTEGRATED NETWORK

WHEREAS, pursuant to A.R.S. § 11-952, the Town is authorized to enter into or renew agreements for joint and cooperative action with other public agencies; and

WHEREAS, the Town is authorized to establish and maintain the Oro Valley Police Department, pursuant to A.R.S. § 9-240 (B)(12); and

WHEREAS, the Pima County Wireless Integrated Network (PCWIN) communications system will provide opportunity for Public Safety Service providers to migrate their communications services to a regional shared system governed by a Cooperative Board of Directors; and

WHEREAS, the Town and County desire to amend the Amended and Restated Site Specific Supplemental Agreement to allow the parties to install, maintain and operate an upgraded emergency generator at the Oro Valley Police Department; and

WHEREAS, the cost of this contract update, \$177,367.19, will be paid by the Oro Valley Police Department's Seizure Fund with no direct effect on the Oro Valley Police Department Budget; and

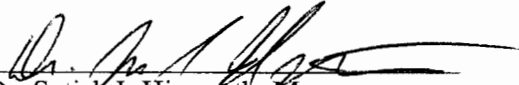
WHEREAS, it is in the best interest of the Town to enter into this amended IGA, attached hereto as Exhibit "A" and incorporated herein by this reference, to provide for the health, safety and welfare of the residents in the Town of Oro Valley.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Oro Valley, Arizona, that:

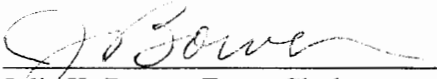
1. The Amendment to Site Specific Agreement between the Town of Oro Valley and Pima County, attached hereto as Exhibit "A", for Pima County Wireless Integrated Network is hereby authorized and approved.
2. The Chief of Police and any other administrative officials are hereby authorized to take such steps as necessary to execute and implement the terms of the Agreement.

PASSED AND ADOPTED by the Mayor and Town Council of the Town of Oro Valley, Arizona, this 15th day of May, 2013.

TOWN OF ORO VALLEY

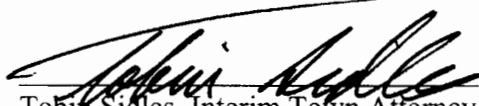

Dr. Satish I. Hiremath, Mayor

ATTEST:


Julie K. Bower, Town Clerk

Date: 5/17/13

APPROVED AS TO FORM:


Tobin Sidles, Interim Town Attorney

Date: 5/15/13

EXHIBIT "A"