



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

☐ Award ☒ Contract ☐ Grant

Requested Board Meeting Date: June 23, 2020

\* = Mandatory, information must be provided

or Procurement Director Award ☐

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

Tucson Botanical Gardens (TBG)

**\*Project Title/Description:**

FY20-21 Programs & Exhibits at the Tucson Botanical Gardens

**\*Purpose:**

Provide first-class TBG exhibitions for tourists and residents. Increase reach to local and southwest tourist audience, leverage additional marketing and sponsorship dollars and help match private foundation grants.

**\*Procurement Method:**

Non-Procurement contract awarded by the Board of Supervisors per Board of Supervisors Policy E36.1

**\*Program Goals/Predicted Outcomes:**

Seek to increase annual metric of 150,000 visitors through effective ad placements, earned media, marketing messages and partnerships. Seek to reach goal of \$1,021,000 from revenue generated through admission fees, gift shop sales and event space rentals, contributions, sponsorships and grants.

**\*Public Benefit:**

Elevates quality of life and serves as an urban oasis in the middle of the city. Public gardens serve as economic engines for their communities. Tourism provides much-needed tax revenue to our city, county and state government.

**\*Metrics Available to Measure Performance:**

Quarterly reports are required to evaluate progress.

**\*Retroactive:**

No.

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**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: CT Department Code: ED Contract Number (i.e., 15-123): 20\*038Amendment No.: One (1) AMS Version No.: 2Commencement Date: 7-1-2020 New Termination Date: 6-30-2021

Prior Contract No. (Synergen/CMS): \_\_\_\_\_

☒ Expense or ☐ Revenue ☒ Increase ☐ Decrease Amount This Amendment: \$ 39,188.00Is there revenue included? ☐ Yes ☒ No If Yes \$ \_\_\_\_\_**\*Funding Source(s) required:** Pima County General FundFunding from General Fund? ☒ Yes ☐ No If Yes \$ 39,188.00 % \_\_\_\_\_**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: Diane FrischDepartment: Attractions & Tourism Telephone: 520.724.7356Department Director Signature/Date: Diane Frisch 6/04/2020Deputy County Administrator Signature/Date: JW 6/5/2020County Administrator Signature/Date: C. R. Buckley 6/5/20  
(Required for Board Agenda/Addendum Items)

**Pima County Department of Attractions & Tourism**

**Project: FY 20-21 Programs & Exhibits at the Tucson Botanical Gardens**

**Contractor: Tucson Botanical Gardens  
2150 North Alvernon Way  
Tucson, Arizona 85712**

**Contract No: CT-ED-20\*038**

**Contract Amendment No: One (1)**

<b>Orig. Contract Term:</b>	07-01-2019 to 06-30-2020	<b>Orig. Amount:</b>	\$41,250.00
<b>Termination Date This Amendment:</b>	06-30-2021	<b>Prior Amendment Amount:</b>	\$ 0.00
		<b>This Amendment Amount:</b>	\$39,188.00
		<b>Revised Total Amount:</b>	\$80,438.00

**CONTRACT AMENDMENT NUMBER ONE**

The parties agree to amend the above-referenced contract as follows:

**1. Background and Purpose.**

1.1 Background. On July 1, 2019 County and Contractor entered into the above referenced agreement to provide funding for the Tucson Botanical Gardens to provide first-class attractions for tourists and residents and increase outreach to both residents and southwest tourists, leverage additional marketing and sponsorship dollars and help match private foundation grants in Pima County.

1.2 Purpose. County and Contractor wish to exercise the Extension Option provided for in Section 2.2 of the agreement. But due to the potential budget impact caused by the COVID-19 pandemic, the County is reducing the funding amount under the agreement.

2. **Term.** The County is exercising the extension option to renew the contract for one additional year commencing on July 1, 2020 and terminating on June 30, 2021. If the commencement date is before the Effective Date of this amendment, the parties will, for all purposes, deem the amendment to have been in effect as of the commencement date.

3. **Maximum Payment Amount.** The maximum amount the County will spend under this Contract, as set forth in Section 4.1, is increased by \$39,188.00. County's total payments to Contractor under this contract, including any sales taxes, will not exceed \$80,438.00.

4. **Scope of Services.** Exhibit A to the Contract is deleted in its entirety and is replaced by a new Exhibit A (one page), attached hereto.

5. **Israel Boycott Certification.** Pursuant to A.R.S. § 35-393.01, if Contractor engages in for-profit activity and has 10 or more employees, and if this Contract has a value of \$100,000.00

or more, Contractor certifies it is not currently engaged in, and agrees for the duration of this Contract to not engage in, a boycott of goods or services from Israel. This certification does not apply to a boycott prohibited by 50 U.S.C. § 4842 or a regulation issued pursuant to 50 U.S.C. § 4842.

All other provisions of the Contract not specifically changed by this Amendment remain in effect and are binding upon the parties.

**PIMA COUNTY**

**AGENCY**

\_\_\_\_\_  
Chair, Board of Supervisors

Date: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Clerk of the Board

\_\_\_\_\_  
Date

*Michelle Conklin*

\_\_\_\_\_  
Signature

Michelle Conklin, Executive Director

\_\_\_\_\_  
Printed name and title

May 26 2020

\_\_\_\_\_  
Date

APPROVED AS TO CONTENT:

*Diane E. Frisch* 05/26/2020  
\_\_\_\_\_  
Diane Frisch, Director, Attractions & Tourism

APPROVED AS TO FORM:

*Chris Straub* 05/21/2020  
\_\_\_\_\_  
Chris Straub, Deputy County Attorney

## EXHIBIT A

### SCOPE OF WORK

1. **Program Activities.** *FY20-21 Programs & Exhibits at the Tucson Botanical Gardens*). Agency will:
  - 1.1. Educate visitors and local residents about native plant life, desert environment and our community's need to preserve these resources;
  - 1.2. Facilitate social adaptation and improve the physical and mental health of individuals with disabilities through Agency's Horticultural Therapy Program; and
  - 1.3. Seek marketing opportunities to attract visitors.
2. **County Funds:** Agency will use the funds provided by County for the following:
  - 2.1. Increased expense of reaching into new major markets and tourism based on the upcoming exhibits;
  - 2.2. Utility costs;
  - 2.3. Supplies; and
  - 2.4. Providing first class attractions by transforming the Gardens for each special exhibit
3. **Target population:** Agency will serve a total of approximately 1,000,000 Pima County residents and visitors.
4. **Budget:** Agency will be paid as set forth below:

Expense	Amount Allocated
Salaries (including ERE)	-0-
Professional Outside Services	\$24,700.00
Travel	-0-
Rent/Utilities	\$11,400.00
Material/Supplies	\$3,088.00
Operating Expenses	-0-
Equipment	-0-
<b>TOTAL</b>	<b>\$39,188.00</b>

END OF EXHIBIT A