

GRANT/LOAN AMENDMENT



Check here if additional pages are attached. 6 Pages

AGREEMENT NUMBER: CBG-09-056	AMENDMENT NUMBER: 1
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1. This Agreement is entered into between the State Agency and the Recipient named below:

STATE AGENCY'S NAME

California Energy Commission

RECIPIENT'S NAME

City of Duarte

2. The term of this Agreement: From: 6/18/2010 To: 11/28/2011

3. The maximum amount of this Agreement after this amendment is: **\$ 122,117.00**

4. The parties mutually agree to this amendment as follows. All actions noted below are by this reference made a part of the Agreement and incorporated herein:

Amend the budget in the Energy Efficiency Conservation Block Grant agreement. The revised budget reallocates \$20,173.65 from the non-labor contract expense category to the contract labor expense category. The Scope of work and total grant amount of \$122,117 will not change.

All other terms and conditions shall remain the same.

5. Amendment Amount

Fund Title	Item	F.Y.	Chapter	Statute	Amendment Amount
					\$
					\$
					\$
OBJECT CODE	Total				\$ 0

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose stated above.

SIGNATURE OF ACCOUNTING OFFICER	DATE
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IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

RECIPIENT

RECIPIENT'S NAME (If other than an individual, state whether a corporation, partnership, etc)

City of Duarte

BY (Authorized Signature)

DATE SIGNED (Do not type)

 _____  _____
NAME AND TITLE OF PERSON SIGNING

ADDRESS

**1600 Huntington Beach Drive
Duarte, CA 91010**

STATE OF CALIFORNIA

AGENCY NAME

California Energy Commission

BY (Authorized Signature)

DATE SIGNED (Do not type)

 _____  _____
NAME AND TITLE OF PERSON SIGNING

John P. Butler II, Manager, Contracts, Grants and Loans Office

ADDRESS

**1516 9th Street, MS-1
Sacramento, CA 95814**

EXHIBIT B
BUDGET DETAILS AND PAYMENT PROVISIONS

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**EXHIBIT B
Category Budget**

Budget Category Item	EECBG Share (\$)	Original EECBG Share (\$)	Cost Share (\$)	Total Cost (\$)
Personnel:				
Unloaded Direct Labor				\$ -
Fringe Benefits				\$ -
Total Personal Services	\$ -		\$ -	\$ -
Operating Expenses:				
Travel				\$ -
Equipment				\$ -
Materials/Supplies				\$ -
Non-Labor Contract Expenses	\$ 46,990	\$ 67,164	\$ 7,703	\$ 54,693
Contract Labor	\$ 75,127	\$ 54,953	\$ 6,303	\$ 81,430
Miscellaneous				\$ -
Total Operating Expenses:	\$ 122,117	\$ 122,117	\$ 14,006	\$ 136,123
Overhead:				
Overhead				\$ -
Total Overhead	\$ -		\$ -	\$ -
Total	\$ 122,117	\$ 122,117	\$ 14,006	\$ 136,123

**EXHIBIT B
BUDGET DETAILS**

Unloaded Direct Labor

Title / Job Classification	Maximum Rate to be Billed* (\$ / Hr)	Number of Hours	EECBG Share	Cost Share	Total Cost
	\$ -		\$ -	\$ -	\$ -
	\$ -		\$ -	\$ -	\$ -
	\$ -		\$ -	\$ -	\$ -
	\$ -		\$ -	\$ -	\$ -
	\$ -		\$ -	\$ -	\$ -
	\$ -		\$ -	\$ -	\$ -
	\$ -		\$ -	\$ -	\$ -
	\$ -		\$ -	\$ -	\$ -
	\$ -		\$ -	\$ -	\$ -
	\$ -		\$ -	\$ -	\$ -
Total Unloaded Direct Labor			\$ -	\$ -	\$ -

* Maximum salary rates are caps: The Energy Commission will not reimburse at a higher rate over the term of the project.

Fringe Benefits

Title / Job Classification	Maximum % Rate to be Billed*	Base (typically Total Unloaded Hourly Rates)	EECBG Share	Cost Share	Total Cost
	0%		\$ -	\$ -	\$ -
	0%		\$ -	\$ -	\$ -
	0%		\$ -	\$ -	\$ -
	0%		\$ -	\$ -	\$ -
	0%		\$ -	\$ -	\$ -
	0%		\$ -	\$ -	\$ -
	0%		\$ -	\$ -	\$ -
	0%		\$ -	\$ -	\$ -
	0%		\$ -	\$ -	\$ -
	0%		\$ -	\$ -	\$ -
Total Fringe Benefits			\$ -	\$ -	\$ -

* Maximum fringe benefit rates are caps: The Energy Commission will not reimburse at a higher rate over the term of the project.

Travel**

Location	Purpose	Number of Trips	People per Trip	EECBG Share*	Cost Share	Total Cost
				\$ -	\$ -	\$ -
				\$ -	\$ -	\$ -
				\$ -	\$ -	\$ -
				\$ -	\$ -	\$ -
Total Travel				\$ -	\$ -	\$ -

* EECBG Share: Travel is reimbursed at State rates. Higher travel costs can count as Match Share.

** Trips not identified in the approved budget or listed as "to be determined (TBD)" require advanced written approval from Commission Project Manager.

**EXHIBIT B
BUDGET DETAILS**

Equipment

Item	Quantity	Unit Cost	EECBG Share	Cost Share	Total Cost
		\$ -	\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -	\$ -
Total Equipment			\$ -	\$ -	\$ -

Materials, Supplies

Item	Quantity	Unit Cost	EECBG Share	Cost Share	Total Cost
		\$ -	\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -	\$ -
Total Materials and Supplies			\$ -	\$ -	\$ -

Non-Labor Contract Expenses

Subcontractor Name	Purpose	EECBG Share	Cost Share	Total Cost
PacificWest Energy Solutions, Inc.	Provide turnkey design, equipment purchase	\$ 46,990	\$ 7,703	\$ 54,693
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
Total Non-Labor Contract Expenses		\$ 46,990	\$ 7,703	\$ 54,693

Miscellaneous

Item	Purpose	EECBG Share	Cost Share	Total Cost
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -
Total Miscellaneous		\$ -	\$ -	\$ -

**EXHIBIT B
BUDGET DETAILS**

Overhead

Name of Overhead	Overhead Base*	Maximum % Rate to be Billed**	Base Cost	EECBG Share	Match Share	Total Cost
		0%	\$ -	\$ -	\$ -	\$ -
		0%	\$ -	\$ -	\$ -	\$ -
		0%	\$ -	\$ -	\$ -	\$ -
		0%	\$ -	\$ -	\$ -	\$ -
		0%	\$ -	\$ -	\$ -	\$ -
Total Overhead				\$ -	\$ -	\$ -

* Base: Define cost categories used to charge Overhead rate, e.g., Total Labor, Total Direct Cost, Materials, Subcontracts, etc.

** Maximum Indirect Overhead rates are caps: Energy Commission will not reimburse at higher rates over the term of the project.

**EXHIBIT B
CONTRACT LABOR**

Contract Labor

Subcontractor	Title / Job Classification	Number of Individuals Employed in Classification	Estimated Prevailing Wage Rate* as Determined	Estimated Maximum Rate to be Billed (\$ / Hr)	Number of Hours	EECBG Share	Cost Share	Total Cost
PacificWest Energy Solutions, Inc.	TBD	TBD	TBD	TBD	TBD	\$ 75,127	\$ 6,303	\$ 81,430
				\$ -		\$ -	\$ -	\$ -
				\$ -		\$ -	\$ -	\$ -
				\$ -		\$ -	\$ -	\$ -
				\$ -		\$ -	\$ -	\$ -
				\$ -		\$ -	\$ -	\$ -
				\$ -		\$ -	\$ -	\$ -
				\$ -		\$ -	\$ -	\$ -
				\$ -		\$ -	\$ -	\$ -
				\$ -		\$ -	\$ -	\$ -
Total Contract Labor						\$ 75,127	\$ 6,303	\$ 81,430

* Prevailing wage rates are comprised of unloaded hourly rates and qualifying fringe benefits. For more information on prevailing wage rates under Federal and California law see EECBG Application Exhibits 7 and 8 and Attachment K.