



STATE OF CALIFORNIA

CONTRACT REQUEST FORM (CRF)

CEC-94 (Revised 12/2019)

CALIFORNIA ENERGY COMMISSION

A) New Agreement # 300-20-001 (to be completed by CGL office)

B) Division	Agreement Manager:	MS-	Phone
ERDD	Mike Gravely	51	(916) 704-4339

C) Contractor's Legal Name	Federal ID Number
Lawrence Berkeley National Laboratory	94-2951741

D) Title of Project
Bailment Agreement with LBNL

E) Term and Amount

Start Date	End Date	Amount
2/10/2021	3/31/2026	\$ 0

F) Business Meeting Information

- ☐ Operational agreement (see CAM Manual for list) to be approved by Executive Director
☐ ARFVTP agreements \$75K and under delegated to Executive Director

Proposed Business Meeting Date 2/10/2021 ☒ Consent ☐ Discussion

Business Meeting Presenter Mike Gravely Time Needed:

Please select one list serve. EPIC (Electric Program Investment Charge)

Agenda Item Subject and Description:

LAWRENCE BERKELEY NATIONAL LABORATORY. Proposed Resolution to approve Bailment agreement 300-20-001 with the U.S. Department of Energy's Lawrence Berkeley National Laboratory (LBNL) to receive one vehicle for use in other Electric Program Investment (EPIC) related research projects. This vehicle was previously managed under EPIC agreement EPC-16-059 and all funding needed to transport the vehicle from Los Angeles Air Force Base to the new location is provided by EPC-16-059. Once on the new location, the vehicle will be the responsibility of LBNL, and the bailment agreement allows for the future transfer of ownership of the vehicle from the CEC to LBNL. Contact: Mike Gravely.

G) California Environmental Quality Act (CEQA) Compliance

1. Is Agreement considered a "Project" under CEQA?

- ☐ Yes (skip to question 2)
☒ No (complete the following (PRC 21065 and 14 CCR 15378)):

Explain why Agreement is not considered a "Project":

Agreement will not cause direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment because this bailment agreement is to transfer possession of an electric vehicle for CEC funded research and development. No research projects are funded or approved through this agreement.

**CONTRACT REQUEST FORM (CRF)****2. If Agreement is considered a "Project" under CEQA:**

- a) ☐ Agreement **IS** exempt.
- ☐ Statutory Exemption. List PRC and/or CCR section number:
- ☐ Categorical Exemption. List CCR section number:
- ☐ Common Sense Exemption. 14 CCR 15061 (b) (3) Explain reason why Agreement is exempt under the above section:

- b) ☐ Agreement **IS NOT** exempt. (consult with the legal office to determine next steps)

Check all that apply

- ☐ Initial Study
- ☐ Negative Declaration
- ☐ Mitigated Negative Declaration
- ☐ Environmental Impact Report
- ☐ Statement of Overriding Considerations

H) List all subcontractors (major and minor) and equipment vendors: (attach additional sheets as necessary)

Legal Company Name:	Budget
	\$

I) List all key partners: (attach additional sheets as necessary)

Legal Company Name:

J) Budget Information

Funding Source	Funding Year of Appropriation	Budget List Number	Amount
			\$

R&D Program Area: ESRO: ETSI

TOTAL: \$0

Explanation for "Other" selection

Reimbursement Contract #: Federal Agreement #:

K) Contractor's Contact Information**1. Contractor's Administrator/Officer**

Name: Stacy Curry
Address: 1 Cyclotron Rd Bldg 90R
City, State, Zip: Berkeley, CA 94720-8175
Phone: 510-486-5124
E-Mail: slcurry@lbl.gov

2. Contractor's Project Manager

Name: Cindy Regnier
Address: 1 Cyclotron Rd.
City, State, Zip: Berkeley CA 94740
Phone: 510-486-7011
E-Mail: cmregnier@lbl.gov

**CONTRACT REQUEST FORM (CRF)****L) Selection Process Used**

- ☐ Solicitation Select Type Solicitation #: 99SolNum99 # of Bids: Low Bid ☐ No ☐ Yes
- ☐ Non-Competitive Bid (Attach DGS-GSPD-09-007 <https://www.dgs.ca.gov/PD/Forms>)
- ☒ Exempt: Other Governmental Entity

M) Contractor Entity Type

- ☐ Private Company (including non-profits)
- ☐ CA State Agency (including UC and CSU)
- ☒ Government Entity (i.e. city, county, federal government, air/water/school district, joint power authorities, university from another state)

N) Is Contractor a certified Small Business (SB), Micro Business (MB) or DVBE?

If yes, check appropriate box(es): ☐ SB ☐ MB ☐ DVBE

O) Civil Service Considerations

- ☒ Not Applicable (Agreement is with a CA State Entity or a membership/co-sponsorship)
- ☐ Public Resources Code 25620, et seq., authorizes the Commission to contract for the subject work. (PIER)
- ☐ The Services Contracted:
- ☐ are not available within civil service
 - ☐ cannot be performed satisfactorily by civil service employees
 - ☐ are of such a highly specialized or technical nature that the expert knowledge, expertise, and ability are not available through the civil service system.
- ☐ The Services are of such an:
- ☐ urgent
 - ☐ temporary, or
 - ☐ occasional nature
- that the delay to implement under civil service would frustrate their very purpose.

Justification:

Not Applicable to Government Code 19130 for personal services- this is a bailment agreement.

P) Payment Method

1. ☐ Reimbursement in arrears based on:
 - ☐ Itemized Monthly ☐ Itemized Quarterly ☐ Flat Rate ☐ One-time
2. ☐ Advanced Payment
3. ☒ Other, explain: N/A this is a zero-cost agreement.

Q) Retention

Is Agreement subject to retention? ☒ No ☐ Yes

If Yes, Will retention be released prior to Agreement termination? ☒ No ☐ Yes

**CONTRACT REQUEST FORM (CRF)****R) Justification of Rates**

N/A this is a zero-cost agreement.

S) Disabled Veteran Business Enterprise Program (DVBE)

1. ☒ Exempt (Interagency/Other Government Entity)
2. ☐ Meets DVBE Requirements DVBE Amount: \$ DVBE %:
 - a. ☐ Contractor is Certified DVBE
 - b. ☐ Contractor is Subcontracting with a DVBE:
3. ☐ Contractor selected through CMAS or MSA with no DVBE participation
4. ☐ Requesting DVBE Exemption (attach CEC 95)

T) Miscellaneous Agreement Information

1. Will there be Work Authorizations? ☒ No ☐ Yes
2. Is the Contractor providing confidential information? ☒ No ☐ Yes
3. Is the contractor going to purchase equipment? ☒ No ☐ Yes
4. Check frequency of progress reports
☐ Monthly ☐ Quarterly ☒ Other Annual reports will be provided by the Bailee (LBNL).
5. Will a final report be required? ☒ No ☐ Yes
6. Is the Agreement, with amendments, longer than three years? If yes, why?
☐ No ☒ Yes

The Department of General Services has agreed to give the Commission blanket authority to execute multi-year contracts to support the Commission's RD&D Programs.

U) The following items should be attached to this CRF (as applicable)

- | | | |
|---|---|--|
| 1. Exhibit A, Scope of Work | <input type="checkbox"/> N/A | <input checked="" type="checkbox"/> Attached |
| 2. Exhibit B, Budget Detail | <input checked="" type="checkbox"/> N/A | <input type="checkbox"/> Attached |
| 3. DGS-GSPD-09-007, NCB Request | <input checked="" type="checkbox"/> N/A | <input type="checkbox"/> Attached |
| 4. CEC 95, DVBE Exemption Request | <input checked="" type="checkbox"/> N/A | <input type="checkbox"/> Attached |
| 5. CEQA Documentation | <input checked="" type="checkbox"/> N/A | <input type="checkbox"/> Attached |
| 6. Resumes | <input checked="" type="checkbox"/> N/A | <input type="checkbox"/> Attached |
| 7. CEC 105, Questionnaire for Identifying Conflicts | <input checked="" type="checkbox"/> N/A | <input type="checkbox"/> Attached |

Agreement Manager

Date

Office Manager

Date

Deputy Director

Date

STATE OF CALIFORNIA

STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION - RE: U.S. DEPARTMENT OF ENERGY'S (DOE) LAWRENCE
BERKELEY NATIONAL LABORATORY (LBNL).

RESOLVED, that the State Energy Resources Conservation and Development Commission (CEC) adopts the staff CEQA findings contained in the Agreement or Amendment Request Form (as applicable); and

RESOLVED, that the CEC approves Agreement 300-20-001 with LBNL to receive one vehicle for use in EPIC-related research projects. This vehicle was previously managed under EPIC agreement EPC-16-059, which will fund transport of the vehicle from the Los Angeles Air Force Base (LAAFB) to the new location. Vehicle ownership will be transferred from CEC to LBNL; and

FURTHER BE IT RESOLVED, that the Executive Director or his/her designee shall execute the same on behalf of the CEC.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of a Resolution duly and regularly adopted at a meeting of the CEC held on February 10, 2021.

AYE:

NAY:

ABSENT:

ABSTAIN:

Cody Goldthrite
Secretariat