

STANDARD AGREEMENT - AMENDMENT

STD 213A (Rev. 4/2020)

 CHECK HERE IF ADDITIONAL PAGES ARE ATTACHED 3 PAGES

AGREEMENT NUMBER

21ISD009

AMENDMENT NUMBER

1

Purchasing Authority Number

ARB-3900

1. This Agreement is entered into between the Contracting Agency and the Contractor named below:

CONTRACTING AGENCY NAME

California Air Resources Board (CARB or State)

CONTRACTOR NAME

Western Climate Initiative, Inc. (WCI, Inc. or Contractor)

2. The term of this Agreement is:

START DATE

January 1, 2022

THROUGH END DATE

July 30, 2026

3. The maximum amount of this Agreement after this Amendment is:

\$22,120,594.50 (Twenty-Two Million One Hundred Twenty Thousand Five Hundred Ninety Four Dollars and Fifty Cents)

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:

This amendment extends the Agreement's end date of June 30, 2024 by twenty-five (25) months.
The Agreement term shall now be from January 1, 2022 through July 30, 2026.

This amendment increases the Agreement's dollar amount of \$15,820,594.50 by \$6,300,000.00
The total maximum amount of this Agreement shall now be \$22,120,594.50

Exhibit B - Budget Detail and Payment Provisions is hereby replaced in its entirety and made a part of this Agreement.

Additions are in **bold** and underscored and deletions are in

All other terms and conditions shall remain the same.

IN WITNESS WHEREOF, THIS AGREEMENT HAS BEEN EXECUTED BY THE PARTIES HERETO.

CONTRACTOR

CONTRACTOR NAME (if other than an individual, state whether a corporation, partnership, etc.)

Western Climate Initiative, Inc.

CONTRACTOR BUSINESS ADDRESS

1107 9th Street, Suite 1070

CITY

Sacramento

STATE

CA

ZIP

95814

PRINTED NAME OF PERSON SIGNING

TITLE

CONTRACTOR AUTHORIZED SIGNATURE

DATE SIGNED

STANDARD AGREEMENT - AMENDMENT

STD 213A (Rev. 4/2020)

 CHECK HERE IF ADDITIONAL PAGES ARE ATTACHED 3 PAGES

AGREEMENT NUMBER 21ISD009	AMENDMENT NUMBER 1	Purchasing Authority Number ARB-3900
-------------------------------------	------------------------------	--

STATE OF CALIFORNIA

CONTRACTING AGENCY NAME

California Air Resources Board

CONTRACTING AGENCY ADDRESS

1001 I Street

CITY

Sacramento

STATE

CA

ZIP

95814

PRINTED NAME OF PERSON SIGNING

Alice Kindarara

TITLE

Branch Chief

CONTRACTING AGENCY AUTHORIZED SIGNATURE

DATE SIGNED

CALIFORNIA DEPARTMENT OF GENERAL SERVICES APPROVAL

EXEMPTION (If Applicable)

**EXHIBIT B
 BUDGET DETAIL AND PAYMENT PROVISIONS**

1. Invoicing and Payment

- A. Upon receipt and approval of the itemized invoice(s), the State agrees to compensate the Contractor for annual membership dues in which 25% will be paid at the beginning of each quarter and the remaining 75% will be paid quarterly in arrears. Please refer to the table below for breakdown of quarterly payments. The total amount payable to the Contractor for the duration of the contract shall not exceed ~~\$15,820,594.50~~ **\$22,120,594.50**.

Quarter	25% Payment Amount	75% Payment Amount	Total
January- March 2022 Invoice Date January 1, 2022	\$440,074.31		\$1,760,297.25
January-March 2022 Invoice Date April 1, 2022		\$1,320,222.94	
April-June 2022 Invoice Date April 1, 2022	\$440,074.31		\$1,760,297.25
April-June 2022 Invoice Date July 1, 2022		\$1,320,222.94	
July-September 2022 Invoice Date July 1, 2022	\$437,500.00		\$1,750,000.00
July-September 2022 Invoice Date October 1, 2022		\$1,312,500.00	
October- December 2022 Invoice Date October 1, 2022	\$437,500.00		\$1,750,000.00
October- December 2022 Invoice Date January 1, 2023		\$1,312,500.00	
		2022 Total	\$7,020,594.50
January- March 2023 Invoice Date January 1, 2023	\$437,500.00		\$1,750,000.00
January-March 2023 Invoice Date April 1, 2023		\$1,312,500.00	
April-June 2023 Invoice Date April 1, 2023	\$437,500.00		\$1,750,000.00
April-June 2023 Invoice Date July 1, 2023		\$1,312,500.00	
July-September 2023 Invoice Date July 1, 2023	\$331,250.00		\$1,325,000.00
July-September 2023 Invoice Date October 1, 2023		\$993,750.00	
October- December 2023 Invoice Date October 1, 2023	\$331,250.00		\$1,325,000.00
October- December 2023 Invoice Date January 1, 2024		\$993,750.00	

**EXHIBIT B
 BUDGET DETAIL AND PAYMENT PROVISIONS**

		2023 Total	\$6,150,000.00
January- March 2024 Invoice Date January 1, 2024	\$331,250.00		\$1,325,000.00
January-March 2024 Invoice Date April 1, 2024		\$993,750.00	
April-June 2024 Invoice Date April 1, 2024	\$331,250.00		\$1,325,000.00
April-June 2024 Invoice Date July 1, 2024		\$993,750.00	
		2024 Total	\$2,650,000.00
		Previous Contract Total	\$15,820,594.50

Quarter	25% Payment Amount	75% Payment Amount	Total
<u>July-September 2024</u> <u>Invoice Date July 1, 2024</u>	<u>\$206,250.00</u>		
<u>July-September 2024</u> <u>Invoice Date October 1, 2024</u>		<u>\$618,750.00</u>	
<u>October-December 2024</u> <u>Invoice Date October 1, 2024</u>	<u>\$206,250.00</u>		
<u>October-December 2024</u> <u>Invoice Date January 1, 2025</u>		<u>\$618,750.00</u>	
		2024 Total	\$1,650,000.00
<u>January-March 2025</u> <u>Invoice Date January 1, 2025</u>	<u>\$206,250.00</u>		
<u>January-March 2025</u> <u>Invoice Date April 1, 2025</u>		<u>\$618,750.00</u>	
<u>April-June 2025</u> <u>Invoice Date April 1, 2025</u>	<u>\$206,250.00</u>		
<u>April-June 2025</u> <u>Invoice Date July 1, 2025</u>		<u>\$618,750.00</u>	
<u>July-September 2025</u> <u>Invoice Date July 1, 2025</u>	<u>\$187,500.00</u>		
<u>July-September 2025</u> <u>Invoice Date October 1, 2025</u>		<u>\$562,500.00</u>	
<u>October-December 2025</u> <u>Invoice Date October 1, 2025</u>	<u>\$187,500.00</u>		
<u>October-December 2025</u> <u>Invoice Date January 1, 2026</u>		<u>\$562,500.00</u>	
		2025 Total	\$3,150,000.00

**EXHIBIT B
 BUDGET DETAIL AND PAYMENT PROVISIONS**

<u>Quarter</u>	<u>25% Payment Amount</u>	<u>75% Payment Amount</u>	<u>Total</u>
<u>January-March 2026</u> <u>Invoice Date January 1, 2026</u>	<u>\$187,500.00</u>		
<u>January-March 2026</u> <u>Invoice Date April 1, 2026</u>		<u>\$562,500.00</u>	
<u>April-June 2026</u> <u>Invoice Date April 1, 2026</u>	<u>\$187,500.00</u>		
<u>April-June 2026</u> <u>Invoice Date July 1, 2026</u>		<u>\$562,500.00</u>	
		<u>2026 Total</u>	<u>\$1,500,000.00</u>
		<u>Contract Total</u>	<u>\$22,120,594.50</u>

- B. Contractor shall submit one (1) copy of each invoice which must include the Agreement Number and shall be submitted electronically not more frequently than quarterly in arrears to:

AccountsPayable@arb.ca.gov

and

Air Pollution Specialist - Rai Rajmir: Rajmir.Rai@arb.ca.gov

- C. Government Code Section 12894(c) requires CARB to provide 30-day notice to the Joint Legislative Budget Committee prior to any funds over \$150,000 being provided to WCI, Inc. from CARB.

2. Budget Contingency Clause

- A. It is mutually agreed that if the Budget Act of the current year does not appropriate sufficient funds for the program, this Agreement shall be of no further force and effect. In this event, the State shall have no liability to pay any funds whatsoever to Contractor or to furnish any other considerations under this Agreement and Contractor shall not be obligated to perform any provisions of this Agreement. The State will promptly notify Contractor if the Budget Act does not appropriate sufficient funds for the program.
- B. If funding for any fiscal year is reduced or deleted by the Budget Act for purposes of this program, the State shall have the option to either cancel this Agreement with no liability occurring to the State, or offer an agreement amendment to Contractor to reflect the reduced amount.

3. Prompt Payment Clause

Payment will be made in accordance with, and within the time specified in, Government Code Chapter 4.5, commencing with Section 927.