



Consent Item 5

TO: Ava Community Energy Board of Directors

FROM: Nick Chaset, Chief Executive Officer

SUBJECT: Contracts Entered Into

DATE: January 17, 2024

RECOMMENDATION

Accept the CEO's report on contracts that EBCE has entered into, as required by the Administrative Procurement Policy from December 13, 2023 to January 10, 2024;

C-2023-130 Arup North America First Amendment to Consulting Services Agreement, increases the total compensation of Agreement by \$200,000, of which \$120,000 will cover additional services related to grant applications, for a total not-to-exceeds of \$580,000, scope of work for Phase 1 has been expanded, and consulting staff, Exhibit C, has been replaced.

C-2023-131 Acterra Third Amendment to the Consulting Services Agreement, adds \$279,000 in additional compensation for a total amount not to exceed \$564,000, updates the scope of services, and extends the term of the Agreement through December 31, 2024.

C-2023-132 City of Pleasanton Charging Station Master Site License Agreement, for installation and use of Charging Stations in parking spaces across 7 sites in the city of Pleasanton.

C-2023-133 Maher Accountancy Third Amendment to Consulting Services Agreement, adds additional compensation, increasing not-to-exceed amount by \$307,000 for total amount not-to-exceed \$851,400, and extends the term through December 31, 2024.

C-2023-134 Project6 Design Consulting Services Agreement, providing graphic design and web development services to Ava, with a term through June 30, 2024, and maximum compensation of \$250,000.

C-2023-135 California State University, East Bay Facility Use Agreement, for Eleven (11) events; the first room rental is on January 16, 2024, continuing each month, except August, at \$495 per event. The total rental is \$5,445.

C-2023-136 California State University, East Bay Facility Use Agreement, for Eleven (11) events; the first room rental is on January 17, 2024, continuing each month, except August, at either \$495 (Grand Lake room) and \$325 (Montclair room) per event. The total rental is \$9,020.

C-2023-137 Sacramento Municipal Utility District (SMUD) Amendment 24 to Exhibit A, Task Order 2, scope of work updated, so Spanish IVR content verbiage matches English IVR content, and Section 6.5 Optimal Service Fees had Spanish IVR fee updated to \$2,600 for development.

C-2023-138 Meyers Nave Second Amendment to Engagement Letter, amends Engagement Letter to add additional compensation, increasing the not-to-exceed amount by \$566,368.65 (adding \$66,368.65 for the term May 1, 2023 through June 30, 2023, and \$500,000 for the term July 1, 2023 to June 30, 2024).

C-2023-139 Milena Regos LLC Consulting Services Agreement, (Incline Village, NV) provides CEO 360 Evaluation services to Ava through March 15, 2024, with maximum compensation \$35,000.

C-2023-142 CA Department of Consumer Affairs, Bureau of Automotive Repair, allows the Local Development team to receive motor vehicle emissions data from Alameda and San Joaquin County to research, design, and implement meaningful programs for residents. There are no costs associated with this MOU.

C-2023-144 NV5 Consulting Services Agreement, (San Diego, CA) professional engineering services through December 31, 2026, compensation not to exceed \$250,000.

C-2023-147 FM Greenville Loan, Pledge & Security Agreement, on April 19, 2023, the Board authorized EBCE to negotiate and execute a 10-year loan at 5% interest for \$4.5 million with Forum Mobility for the development of the Greenville Charging Depot located in Livermore.

C-2023-148 Meltwater Order Confirmation, renewal of access to Meltwater platform for service term of November 6, 2023 to November 5, 2024, at a cost of \$8,225.

C-2023-149 Hootsuite Authorization Form, Software as Service for Hootsuite Business Plan Package, cost will be \$10,428.30 through April 30, 2024.

C-2023-150 Keyes and Fox Sixth Amendment to Consulting Services Agreement, adds \$40,000 in additional compensation to cover general legal expenses from July 1, 2023 through June 30, 2024, increasing the total compensation not to exceed to \$1,100,000.