

FUNDING AGREEMENT #138-F1411
AMENDMENT 1

This Amendment 1 to that Funding Agreement #138-F1411, made and entered into by and between the **El Dorado County Air Quality Management District**, a county air quality management district pursuant to Health and Safety Code section 401000, et seq. (hereinafter referred to as "AQMD") and **Lake Tahoe Unified School District**, a public school, whose principal place of business is 1021 Al Tahoe Blvd, South Lake Tahoe, CA 96150, (hereinafter referred to as "DISTRICT");

RECITALS

WHEREAS, AQMD and DISTRICT entered into Funding Agreement #138-F1411 for the purpose of AQMD providing AB 2766 FY 2012/13 funds to the DISTRICT to retrofit ten (10) school buses with diesel articulate filters as part of the AB 923 School Bus Retrofit Project Program; and

WHEREAS, DISTRICT Bus #5 was among these ten buses identified for retrofit and has since broken down and DISTRICT has determined the repair of Bus #5 is not financially feasible; and

WHEREAS, DISTRICT Bus #12 is identical in model year and engine year to Bus #5 and the retrofit of which will result in the same emissions reductions; and

WHEREAS, the retrofit of DISTRICT Bus #12 will cost the same and thus no change to the funding request or amount is required; and

WHEREAS, the parties hereto have mutually agreed to replace Exhibits A and B of said Agreement, hereby replacing DISTRICT Bus #5 with Bus #12 on the buses to be retrofit list.

NOW THEREFORE, the parties do hereby agree that Funding Agreement #138-F1411 shall be amended a first time as follows:

1. Exhibits A and B are removed and replaced in their entirety with updated Exhibits A and B showing DISTRICT Bus #12 to be retrofit.
2. All references in the Agreement to Exhibit A and Exhibit B shall be deemed to refer to the revised Exhibit A and revised Exhibit B, attached hereto and incorporated herein by reference.

Except as herein amended, all other parts and sections of that Agreement #138-F1411 shall remain unchanged and in full force and effect.


Requesting Agreement Administrator Concurrence:

By: 
Dave Johnston
Air Pollution Control Officer
Air Quality Management District

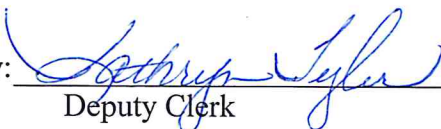
Dated: 3-18-14

IN WITNESS WHEREOF, the parties hereto have executed this first Amendment to that Funding #138-F1411 on the dates indicated below.

-- COUNTY OF EL DORADO --

Dated: 3-18-14
By: 
Norma Santiago
Chair
Board of Supervisors
"County"

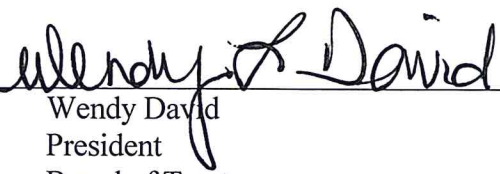
ATTEST:
James S. Mitrisin
Clerk of the Board of Supervisors

By: 
Deputy Clerk

Dated: 3-18-14

-- DISTRICT --

LAKE TAHOE UNIFIED SCHOOL DISTRICT
1021 AL TAHOE BLVD
SOUTH LAKE TAHOE, CA 96150

By: 
Wendy David
President
Board of Trustees

Dated: Feb 24, 2014

REVISED Exhibit A

**SCHOOL BUS RETROFIT PROJECT COMPLETION
AND IMPLEMENTATION WORKPLAN AND SCHEDULE FOR**

LAKE TAHOE UNIFIED SCHOOL DISTRICT

The Lower-Emission School Bus Program (LESBP) provides grants for retrofit of school buses to lower emissions and to reduce school children’s exposure to both cancer-causing and smog forming pollution. The intent is to offset up to 100% of the cost of retrofit equipment, subject to LESBP constraints.

LAKE TAHOE UNIFIED SCHOOL DISTRICT (DISTRICT) has submitted the attached “AB923 Funding Application School Bus Retrofit (Application)” to the El Dorado County Air Quality Management District (AQMD) seeking incentive funds to retrofit ten (10) existing school buses with emissions control equipment.

Bus ID	Vehicle Yr	Vehicle Make	VIN	Eng Year	Eng Make
12	1985	International	1HULNHGM4GHA20394	1994	International
6	1998	Thomas	1T7HT4B28X1070173	1998	Cummins
22	1998	Thomas	1T7HT4B28X1070188	1998	Cummins
24	1991	Thomas	1T7M4W989M1109271	1991	Cummins
26	1994	Thomas	1T75T4B20S1133148	1994	Caterpillar
27	1995	International	1HVBDABK2SH682145	1995	International
28	1996	Thomas	1T75U4B2XT1141644	1996	Cummins
29	1995	Thomas	1T75T4B23T1133260	1995	Cummins
30	1995	Thomas	1T75T4B29T1133263	1995	Cummins
31	1996	Thomas	1T75U4B29V1141640	1996	Cummins

Additionally, the following equipment and services rendered:

Donaldson Regeneration Machine -Thermal Oven
Data Logging
Spare Filter

The school buses to be retrofitted and associated equipment meet all the eligibility requirements as described in the 2008 LESBP Guidelines.

I. PROJECT COMPLETION (ends 1 year from signed Agreement date)

TASK 1 – Order of Retrofit Emissions Control Equipment

Upon execution of the Agreement by both parties the DISTRICT shall:

- Order California Air Resources Board (ARB) verified Level 3 diesel emissions control equipment as appropriate for the make, model and year of bus to be retrofitted. A current list of verified technologies can be found here: <http://www.arb.ca.gov/diesel/verdev/vt/cvt.htm>

TASK 2 – Installation of Emissions Control Equipment on School Bus

Within 1 year of date of signed Agreement:

- DISTRICT must install the retrofit equipment on the school bus. DISTRICT must maintain all documentation pertaining to the retrofitted bus per requirements detailed in Appendix E of the 2008 LESBP Guidelines.

TASK 3 – Invoice AQMD

Within **60 days** of delivery and installation of retrofit equipment, DISTRICT shall invoice AQMD and provide the following information:

- Copy of the Purchase Order, original Vendor Invoice and Proof of Payment.
- Documentation certifying install of the retrofit equipment as detailed in Appendix H of the 2008 LESBP Guidelines.
- A copy of the Department of CA Highway Patrol Inspection Approval Certificate (292 Card) for the retrofitted bus.
- A copy of the registration for the retrofitted bus.
- Any other documentation deemed necessary by AQMD to verify compliance with this Agreement and the 2008 LESBP Guidelines.

II. PROJECT IMPLEMENTATION

(5 years beginning on final invoice payment of retrofit equipment)

TASK 4 – Bus Operation

- DISTRICT shall own, operate and maintain the retrofitted bus within El Dorado County in a daily use status for at least five years (per 2008 LESBP requirements) which coincides with the end of the Agreement. Fuel additives are not allowed to be used unless specifically identified as allowable in the Engine Certification Executive Order.

TASK 5 – Annual Usage Reporting and Records Submittal

Within **1 year and 60 days** of the date of the signed Agreement, and every year after until the end of the Agreement, the DISTRICT shall submit to AQMD the following records:

- Exhibit B completed for each retrofitted bus including annual mileage for each bus. The Exhibit must be signed by an authorized agent of the DISTRICT.
- In accordance with Appendix E, Section B of the 2008 LESBP Guidelines DISTRICT shall retain, for the full term of this Agreement plus two years all documents and records pertaining to the retrofitted Project.
- DISTRICT acknowledges that this Agreement is subject to examination and audit by the California State Auditor pursuant to Government Code Section 8546.7

