

SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



ITEM: 3.8
(ID # 17445)

MEETING DATE:

Tuesday, November 09, 2021

FROM : HOUSING AND WORKFORCE SOLUTIONS:

SUBJECT: HOUSING, HOMELESSNESS PREVENTION & WORKFORCE SOLUTIONS/COMMUNITY ACTION PARTNERSHIP (HHPWS/CAP): Accept Additional Funding from the State of California Department of Community Services for the CAP Weatherization Program to be Applied to Existing Weatherization Subcontractor Agreements; All Districts. [\$1,789,835 - 100% State of California Department of Community Services and Development Funds]; CEQA Exempt

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that the project is exempt from California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Sections 15061(b)(3);
2. Accept additional funds to be applied to the existing Weatherization Subcontractor Agreements with the County of Riverside, on behalf of its Community Action Partnership (CAP), to continue to provide weatherization services for qualified CAP customers, increasing the maximum reimbursable amount to all contractors for FY 21/22 by \$1,789,835 for a total amount of additional funding not to exceed \$1,789,835 for FY 21/22;

Continued on page 2

ACTION:Policy

Heidi Marshall

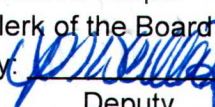
Heidi Marshall, Director

10/14/2021

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Spiegel, seconded by Supervisor Washington and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: November 9, 2021
xc: HHPWS/CAP, Recorder

Kecia R. Harper
Clerk of the Board
By: 
Deputy

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

RECOMMENDED MOTION: That the Board of Supervisors:

3. Authorize the Director of Housing, Homelessness Prevention and Workforce Solutions (HHPWS), or designee, to take all necessary steps to implement the Weatherization Subcontractor Agreements including, but not limited to: (a) signing subsequent necessary and relevant documents, subject to approval as to form by County Counsel; (b) redistributing contract amounts among the subcontractors as necessary to maximize service to the community; and (c) negotiating, signing and implementing any amendments to the Weatherization Subcontractor Agreements, including, but not limited to, agreement renewals and/or amendments that result in an increase in the award of funds to the existing subcontractors provided such increased funding has been approved by the Board, subject to approval as to form by County Counsel; and
4. Direct staff to file the Notice of Exemption with the County Clerk within five business days of approval.

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$1,789,835	\$0	\$1,789,835	\$0
NET COUNTY COST	\$0	\$0	\$0	\$0
SOURCE OF FUNDS: 100% Community Services and Development Funds (CSD LIHEAP Contract, CSD DOE Contract, CSD LIHEAP CARES Contract, CSD LIHEAP ARPA Contract)			Budget Adjustment: No	
			For Fiscal Years: 2021/2022	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

Annual Award of LIHEAP Funds

The State of California's Department of Community Services and Development (CSD) sponsors the Low-Income Home Energy Assistance Program (LIHEAP) and the Department of Energy (DOE) grant program. This program provides local agencies with the financial resources to hire contractors that will install, repair, or renovate the heating, cooling, insulation, and weatherization needs of dwellings belonging to low-income individuals. The County of Riverside Community Action Partnership (CAP) receives LIHEAP and DOE funding annually and currently has \$1,789,835 available for contracted services via the following funding awards and amendments to funding awards:

- A. CSD has awarded CAP a total of \$10,069,478 in the Annual LIHEAP 2021 – Amendment #1 (Contract #21B-5027) for the period of November 1, 2020 through June

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

30, 2022, of which \$1,233,013 is earmarked for weatherization services for eligible low-income Riverside County residents.

- B. CSD has awarded CAP a total of \$365,592 in funding via the Department of Energy (DOE) Amendment #1 (Contract #20C-6013) for the period of July 1, 2020 through June 30, 2022, of which \$136,822 is available for weatherization services for eligible low-income Riverside County residents.
- C. CSD has awarded CAP a total of \$2,622,089 in a one-time grant LIHEAP CARES Act Program Amendment #2 (Contract #20U-2576) for the period of July 1, 2020 through December 31, 2021, of which \$120,000 is available for weatherization services for eligible low-income Riverside County residents.
- D. CSD has awarded CAP a total of \$11,326,724 in a one-time grant LIHEAP ARPA (Contract #21V-5576) for the period of August 1, 2021 through March 31, 2023, of which \$300,000 is available for weatherization services for eligible low-income Riverside County residents.

CAP is the Project Sponsor and has administered the LIHEAP program for many years. As Project Sponsor, CAP plans, coordinates, and monitors weatherization services for eligible Riverside County residents. Such services include the repair or replacement of HVAC systems, insulation, weather stripping, furnaces, heaters, and energy efficient lighting in effort to reduce energy costs.

On July 10, 2020, CAP published a Request for Qualifications (RFQ) No. 2020-001 to find and evaluate local contractors to do the weatherization work required by the CSD LIHEAP grant. CAP had qualified six local contractors that met the criteria to participate in this program and entered into Professional Services Agreements for Weatherization Services with the following contractors: Builder Services Group Inc. dba TruTeam of California, WSCL, Inc., Reliable Energy Management, Inc., Greencat Inc., John Harrison Contracting, Inc., and Campesinos Unidos, Inc. ("Weatherization Subcontractor Agreements").

On April 13, 2021 (Minute Order 3.15), the Board approved HHPWS/CAP's selection of the above-listed contractors and the subsequent Weatherization Subcontractor Agreements. These agreements have since been amended to extend the period of performance until July 1, 2022.

The total dollar amount of the Weatherization Subcontractor Agreements with the contractors is not a guarantee of payment amount. The total dollar amount is the maximum amount that is available per contractor for performing billable work under the CSD contract.

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STATE OF CALIFORNIA**

Any unspent contract amount will be carried forward to the next fiscal year, pursuant to the terms of the funding source.

As additional funding becomes available for weatherization services, CAP will bring the funding before the Board of Supervisors to ask that the funds to be added to the agreements with the subcontractors.

Staff recommends that the Board of Supervisors now approve the additional funds in the amount of \$1,789,835 to be applied to the Weatherization Subcontractor Agreements.

Impact on Residents and Businesses

Low-income residents of Riverside County will have access to critical weatherization services through funding provided by these grants. These services will increase the effectiveness of a dwelling's insulation and HVAC equipment, and reduce overall energy bills.

Contract History and Price Reasonableness

HHPWS/CAP issued Request for Qualifications (RFQu) #2020-001 which included outreach efforts to solicit bids from minority and low-income businesses. The RFQu notification was viewed by six vendors, with these six vendors submitting bid responses. The proposals were carefully reviewed by an evaluation team and each submittal met all the requirements and minimum pricing. The prices proposed by each contractor shall not exceed the amounts set forth by CSD for the work as listed in State and Federal regulations. All six vendors that responded to the RFQu were all awarded. This consisted of three incumbents and three new contractors. No County funds are required for these agreements.

California Environmental Quality Act (CEQA) Findings

Pursuant to the California Environmental Quality Act (CEQA), the agreements and the award were reviewed and determined to be categorically exempt from CEQA under State CEQA Guidelines Section 15061(b)(3), General Rule or "Common Sense" exemption. The Project includes the following: (i) the award provides LIHEAP grant funds from the State to HHPWS/CAP to provide weatherization services, and (ii) the Agreement template between CAP and the listed contractors will involve the provision of weatherization services to upgrade, repair, or renovate existing homes, insulation, weather stripping and appliances. It can be seen with certainty that there is no possibility that these services may have a significant effect on the environment, as the work to be done will not change the existing structures and will not lead to any direct or reasonably indirect physical environmental impacts. A Notice of Exemption will be filed by HHPWS staff with the County Clerk within five (5) business days of the approval of this item.

ATTACHMENT:

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

- A. Fiscal Years 2020-2022 CSD LIHEAP Contract #21B-5027 Amendment No. 1 signature page
- B. Fiscal Years 2020-2022 CSD Department of Energy (DOE) Contract #20C-6013 Amendment No. 1 signature page
- C. Fiscal Years 2020-2022 LIHEAP CARES Act Program Contract #20U-2576 Amendment No. 2 signature page
- D. Fiscal Years 2021-2023 LIHEAP ARPA Contract #21V-5576 signature page
- E. Notice of Exemption


Brianna Lontajo, Principal Management Analyst

11/2/2021


Gregory L. Priamos, Director County Counsel

10/29/2021

HHPWS

Housing, Homelessness Prevention and Workforce Solutions

To: County Clerk
2724 Gateway Drive
Riverside, CA 92507

COPY

Staff to file

Activity Title: Riverside County Weatherization Project

Activity Location: Throughout Riverside County

Activity Description – Nature, Purpose and Beneficiaries: The Community Action Partnership (CAP) received a grant from the State of California's Department of Community Services and Development (CSD) which sponsors the Low-Income Home Energy Assistance Program, (LIHEAP) grant program. This program provides local agencies with the financial resources to hire contractors who will install, repair or renovate the heating, cooling, insulation and weatherization needs of dwellings belonging to low-income individuals and households. The scope of the weatherization projects includes the following: installing new HVAC units, weatherstripping, windows and insulation. No new residential units will be created, and the existing use of the homes will remain the same and of similar intensity. Any existing impacts related to noise, traffic, or utilities will remain similar to existing conditions.

Name of Public Agency Approving Project: Community Action Partnership / HHPWS

Name of Person/Agency Carrying out Project: Community Action Partnership / HHPWS

Exempt Status: California Environmental Quality Act (CEQA) Guidelines Title 14 California Code of Regulations, Section 15301, Existing Facilities and Section 15061(b)(3), General Rule Exemption.

Reasons Why Activity is Exempt: The project is exempt from the provisions of CEQA specifically by the State CEQA Guidelines as identified below. The project will not result in any specific or general exceptions to the use of the categorical exemption as detailed under State CEQA Guidelines Section 15300.2. The project will not cause any impacts to scenic resources, historic resources, or unique sensitive biological environments. The existing structures that will be weatherized do not possess any historic significance and the homes exist in neighborhoods that are already developed. Further, no unusual circumstances or potential cumulative impacts would occur that may reasonably create an environmental impact. The weatherization of existing homes will not have an effect on the environment and no significant physical environmental impacts are anticipated to occur.

- Section 15301 – Class 1 Existing Facilities Exemption. This exemption includes the operation, repair, maintenance, leasing, or minor alteration of existing public or private structures or facilities, provided the exemption only involves negligible or no expansion of the previous home's use. The project as proposed is the weatherization of existing homes, and as proposed, is minimal and would not result in any significant physical impacts related to air quality, traffic, noise, biological or historic resources, or any other potential physical environmental impacts. Once the weatherization's are complete, the properties will continue to operate as residential homes. Therefore, the project meets the scope and intent of the Class 1 Exemption.

- Section 15061(b)(3) – General Rule or "Common Sense" Exemption. The State CEQA Guidelines provides this exemption based upon the general rule that CEQA only applies to projects with the potential to cause a significant effect on the environment. With certainty, there is no possibility that the proposed weatherization projects may have a significant effect on the environment. The weatherization of already existing homes at the same physical locations will not have an effect on the environment. The weatherized homes will not increase any potential environmental impacts from either the replacement of the old HVAC units or operation of the new HVAC units themselves. The use and operation of the homes will be substantially unchanged and will not create any new environmental impacts to the surrounding area. In fact, the weatherized homes will improve both the existing structures and the surrounding community. Therefore, in no way would the project as proposed have the potential to cause a significant environmental impact and the project is exempt from further CEQA analysis.

Lead Agency Contact: Mike Walsh, Deputy Executive Director

Telephone: (951) 343-5403

Signature: _____

Date: 12/14/2020

Procurement - Housing Authority - 5555 Arlington Avenue Riverside, CA 92504 - Tel: (951) 343-5481

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STATE OF CALIFORNIA - DEPARTMENT OF GENERAL SERVICES
STANDARD AGREEMENT - AMENDMENT
 STD 213A (Rev. 10/2019) CSD Rev (12/2019)

AGREEMENT NUMBER 21B-5027	AMENDMENT NUMBER 1	PURCHASING AUTHORITY NUMBER (if applicable)
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1. This Agreement is entered into between the State Agency and the Contractor named below

STATE AGENCY NAME

Department of Community Services and Development

CONTRACTOR NAME

Community Action Partnership of Riverside County

2. The term of this Agreement is : November 1, 2020 through June 30, 2022

3. The maximum amount of this Agreement is: Total \$10,699,148.00

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:

i. The maximum amount of this Agreement payable to Contractor by the State has changed from \$8,069,477.00 to \$10,699,148.00, reflecting an increase of \$2,629,671.00

ii. Article 10 is deleted in its entirety and replaced with the attached Article 10

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 CONTRACTS SECTION
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All other terms and conditions shall remain the same.

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR

CALIFORNIA
Department of General Services
 Use Only

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

Community Action Partnership of Riverside County

CONTRACTOR BUSINESS ADDRESS, CITY, STATE ZIP

2038 Iowa Ave, Suite B-102, Riverside, CA 92507

PRINTED NAME OF PERSON SIGNING

Heidi MARSHALL

TITLE

Director

CONTRACTOR AUTHORIZED SIGNATURE

Heidi Marshall

DATE SIGNED

4/7/2021

I hereby certify that all conditions for exemption have been complied with, and the document is exempt from the Department of General Services approval.

STATE OF CALIFORNIA

CONTRACTING AGENCY NAME

Department of Community Services and Development

CONTRACTING AGENCY ADDRESS

2389 Gateway Oaks Drive, Suite 100

CITY

Sacramento

STATE

CA

ZIP

95833

PRINTED NAME OF PERSON SIGNING

Chris Vail

TITLE

Chief Financial Officer

CONTRACTING AGENCY AUTHORIZED SIGNATURE

CV

DATE SIGNED

4-20-2021

☐ Exempt per _____

FORM APPROVED COUNTY COUNSEL

BY

AMRIT P DHILLON

DATE

NOV 09 2021

STANDARD AGREEMENT - AMENDMENT

STD. 213A (Rev. 10/2019) CSD Rev (12/2019)

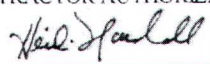

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AGREEMENT NUMBER 20C-6013	AMENDMENT NUMBER 1	PURCHASING AUTHORITY NUMBER (if applicable)
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1. This Agreement is entered into between the State Agency and the Contractor named below
 STATE AGENCY NAME
Department of Community Services and Development
 CONTRACTOR NAME
Community Action Partnership of Riverside County
2. The term of this Agreement is : July 1, 2020 through June 30, 2022
3. The maximum amount of this Agreement is: Total \$365,592.00
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:
 - i. The maximum amount of this Agreement payable to Contractor by the State has changed from \$165,592.00 to \$365,592.00, reflecting an increase of \$200,000.00
 - ii. The term of this Agreement is changed from July 1, 2020 through June 30, 2021 to July 1, 2020 through June 30, 2022
 - iii. Articles 1 through 14 are deleted in their entirety and replaced with the attached Articles 1 through 14
 - iv. Addendum A is deleted in its entirety and replaced with the attached Addendum A

All other terms and conditions shall remain the same.

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR		CALIFORNIA Department of General Services Use Only			
CONTRACTOR NAME (If other than an individual, state whether a corporation, partnership, etc.) Community Action Partnership of Riverside County		I hereby certify that all conditions for exemption have been complied with, and the document is exempt from the Department of General Services approval.			
CONTRACTOR BUSINESS ADDRESS, CITY, STATE ZIP 2038 Iowa Ave, Suite B-102, Riverside, CA 92507					
PRINTED NAME OF PERSON SIGNING Heidi Marshall	TITLE Director				
CONTRACTOR AUTHORIZED SIGNATURE 	DATE SIGNED 6/8/2021				
STATE OF CALIFORNIA					
CONTRACTING AGENCY NAME Department of Community Services and Development					
CONTRACTING AGENCY ADDRESS 2389 Gateway Oaks Drive, Suite 100	CITY Sacramento			STATE CA	ZIP 95833
PRINTED NAME OF PERSON SIGNING Chris Vail	TITLE Chief Financial Officer				
CONTRACTING AGENCY AUTHORIZED SIGNATURE 	DATE SIGNED 6-22-2021				
<input type="checkbox"/> Exempt per _____					

FORM APPROVED COUNTY COUNSEL

BY 
AMRIT P. CHILLON

DATE

NOV 09 2021

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STANDARD AGREEMENT - AMENDMENT

STD. 213A (Rev. 10/2019) CSD Rev (12/2019)

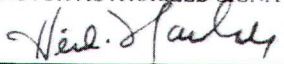

AGREEMENT NUMBER 20U-2576	AMENDMENT NUMBER 2	PURCHASING AUTHORITY NUMBER (if applicable)
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1. This Agreement is entered into between the State Agency and the Contractor named below
STATE AGENCY NAME
Department of Community Services and Development
CONTRACTOR NAME
Community Action Partnership of Riverside County
2. The term of this Agreement is : **July 1, 2020 through December 31, 2021**
3. The maximum amount of this Agreement is: **Total \$2,622,089.00**
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:
 - A. The term of this Agreement is changed from July 1, 2020 through September 30, 2021 to July 1, 2020 through December 31, 2021
 - B. Article 10.5 is deleted in its entirety and replaced with the attached Article 10.5


All other terms and conditions shall remain the same.

All other terms and conditions shall remain the same.

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR		CALIFORNIA Department of General Services Use Only			
CONTRACTOR NAME (If other than an individual, state whether a corporation, partnership, etc.) Community Action Partnership of Riverside County		I hereby certify that all conditions for exemption have been complied with, and the document is exempt from the Department of General Services approval.			
CONTRACTOR BUSINESS ADDRESS, CITY, STATE ZIP 2038 Iowa Ave, Suite B-102, Riverside, CA 92507					
PRINTED NAME OF PERSON SIGNING Heidi MARSHALL	TITLE Director				
CONTRACTOR AUTHORIZED SIGNATURE 	DATE SIGNED 9/27/2021				
STATE OF CALIFORNIA					
CONTRACTING AGENCY NAME Department of Community Services and Development					
CONTRACTING AGENCY ADDRESS 2389 Gateway Oaks Drive, Suite 100	CITY Sacramento			STATE CA	ZIP 95833
PRINTED NAME OF PERSON SIGNING Chris Vail	TITLE Chief Financial Officer				
CONTRACTING AGENCY AUTHORIZED SIGNATURE 	DATE SIGNED 9-30-2021				
<input type="checkbox"/> Exempt per _____					

FORM APPROVED COUNTY COUNSEL

BY:  DATE **9/27/2021**

AMRIT P DHILLON

DATE

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STANDARD AGREEMENT

STD. 213 (Rev 03/2019) CSD (Rev 07/2019)

AGREEMENT NUMBER

21V-5576

PURCHASING AUTHORITY NUMBER (if applicable)

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

CONTRACTING AGENCY NAME

Department of Community Services and Development

CONTRACTOR NAME

Community Action Partnership of Riverside County

2. The term of this Agreement is: August 1, 2021 through March 31, 2023

3. The maximum amount of this Agreement is: Total \$11,326,724.00

4. The parties agree to comply with the terms and conditions of the following exhibits that are by this reference made a part of the Agreement:

Preamble*

Article 1 - Scope of Work*

Article 2 - Contract Construction, Administration, Procedure*

Article 3 - Contract Changes*

Article 4 - Administrative Policies and Procedures*

Article 5 - Administrative and Program Expenditures Requirements*

Article 6 - Reporting Policies and Procedures*

Article 7 - Program Policies and Procedures*

Article 8 - Program Implementation*

Article 9 - Training, Licensing and Certifications*; Article 10 - Compliance Policies and Procedures*

Article 11 - Federal and State Policy Provisions*; Article 12 - General Terms and Conditions GTC 04/2017*

Article 13 - Definitions*; Article 14 - Table of Forms and Documents Incorporated by Reference*

Items shown with an Asterisk (*) are hereby incorporated by reference and made a part of this agreement as if attached hereto. These documents can be accessed at <https://providers.csd.ca.gov/>.

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

California
Department of General Services
Approval (or exemption, if applicable)

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

Community Action Partnership of Riverside County

CONTRACTOR BUSINESS ADDRESS, CITY, STATE ZIP

2038 Iowa Ave, Suite B-102, Riverside, CA 92507

PRINTED NAME OF PERSON SIGNING

Heidi Marshall

TITLE

Director

CONTRACTOR AUTHORIZED SIGNATURE

Heidi Marshall

DATE SIGNED

9/28/2021

STATE OF CALIFORNIA

CONTRACTING AGENCY NAME

Department of Community Services and Development

CONTRACTING AGENCY ADDRESS

2389 Gateway Oaks Drive, Suite 100

CITY

Sacramento

STATE

CA

ZIP

95833

PRINTED NAME OF PERSON SIGNING

Chris Vail

TITLE

Chief Financial Officer

CONTRACTING AGENCY AUTHORIZED SIGNATURE

CV

DATE SIGNED

10-14-2021

I hereby certify that all conditions for exemption have been complied with, and the document is exempt from the Department of General Services approval.

FORM APPROVED COUNTY COUNSEL
BY: APR 12 2021
DATE

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