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# Eastern Kern

## Air Pollution Control District

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Glen E. Stephens, P.E.  
Air Pollution Control Officer

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August 4, 2022

Board of Directors  
Eastern Kern APCD  
2700 "M" Street, Suite 302  
Bakersfield, California 93301

SUBJECT: Proposed Amendment No. 3 to Agreement 03-001-2020 with Trillium USA Company, LLC

Honorable Board:

On March 5, 2020, your Board approved Agreement 03-001-2020 (Agreement) with Trillium USA Company, LLC (Grantee) for reimbursement by the District of up to \$50,000.00 in DMV Grant funds to install and maintain three public accessible 50kW DC fast-chargers and one Level 2 charger to provide public electric vehicle (EV) charging at a new fueling station in Boron, California.

The Project Implementation Schedule of Exhibit "A" of the Agreement states: Project shall start on or after March 5, 2020, and shall be completed by June 15, 2021. Due to Covid 19 shutdowns and restrictions, the project was not going to be completed by June 15, 2021. Amendment No. 1 was approved July 22, 2021, to extend the project completion date by 6-months to December 15, 2021. Grantee contacted the District prior to December 15, 2021, to request an additional 6-month extension to allow time for the utility company to commission the chargers for public use. Amendment No. 2 was approved January 13, 2022, to extend the project completion date by an additional 6 months to June 15, 2022.

Grantee submitted a third formal request to the District June 6, 2022, requesting an additional one-year extension be added to the agreement to allow time for the chargers to be commissioned for public use due to the utility company being backlogged. Amendment No.3 (07-009-2022a) will revise the Project Implementation Schedule of Exhibit "A" in the Agreement to read as follows; Project shall start on or after March 5, 2020, and shall be completed by June 15, 2023. All remaining terms, provisions, covenants, conditions and promises contained in the Agreement shall remain in full force and effect.

**IT IS RECOMMENDED** your Board approve and authorize Chairman to sign Amendment No. 3 (07-009-2022a) to Agreement 03-001-2020 with Trillium USA Company, LLC.

Sincerely,

A handwritten signature in blue ink, appearing to read "Glen Stephens".

Glen E. Stephens, P.E.  
Air Pollution Control Officer

GES:JC:kl  
Enclosure

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