

**AMENDMENT NO. 1  
TO AGREEMENT WITH PREMIER POWER RENEWABLE ENERGY, INC.**

WHEREAS, On February 1, 2011, the parties entered into an Agreement for the construction of the Laguna County Sanitation District Photovoltaic Solar Energy Project ("Project"); and

WHEREAS, the parties desire in this First Amendment to clarify the provisions of the Agreement requiring that Contractor pay federal prevailing wages to employees on the Project, and to correct certain clerical errors in the text of the Agreement;

NOW, THEREFORE, in consideration of the mutual promises herein and for other good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, it is hereby agreed as follows:

1. Paragraph 30 of the above-referenced agreement is hereby amended to read as follows:

CONTRACTOR shall pay prevailing wages to workers employed on this project as required by federal and state law. Title 29 Code of Federal Regulations, Section 5.5 is applicable to this project. A copy of that section is attached hereto as Exhibit "29 CFR 5.5" and each and every provision thereof is incorporated herein by this reference as though fully set forth. Current applicable Federal Prevailing Wage Rates are attached hereto as Exhibit "FPWR" and are incorporated herein by this reference as though fully set forth, and may be accessed at:

<http://www.dot.ca.gov/hq/esc/oe/federal-wages>

State of California prevailing wage rates as determined by the Director of Industrial Relations shall also be applicable pursuant to 8 CCR 16001, and may be accessed at:

<http://www.dir.ca.gov/dlsr/pwd>

2. The Agreement is further amended by appending Exhibits "29 CFR 5.5" and "FPWR," attached hereto and incorporated herein by this reference.
3. All other terms of the Agreement shall remain in full force and effect.

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Amendment No. 1 to Agreement for Services of Independent Contractor between the Laguna County Sanitation District and Premier Power renewable Energy, Inc.

**IN WITNESS WHEREOF**, the parties have executed this Amendment to be effective on the date executed by COUNTY.

LAGUNA COUNTY SANITATION DISTRICT  
COUNTY OF SANTA BARBARA

By: \_\_\_\_\_  
Chair, Board of Directors

Date: \_\_\_\_\_

ATTEST:  
CHANDRA L. WALLAR  
CLERK OF THE BOARD

By: \_\_\_\_\_  
Deputy


CONTRACTOR  
PREMIER POWER RENEWABLE ENERGY, INC.  
FRANK SOMSONE, CFO

By: \_\_\_\_\_  
Tax ID Number 13-4343369

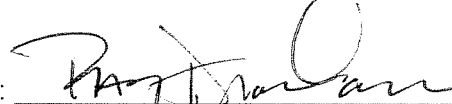
APPROVED AS TO FORM:  
DENNIS A. MARSHALL  
COUNTY COUNSEL

By:  \_\_\_\_\_  
Deputy County Counsel

APPROVED AS TO ACCOUNTING FORM:  
ROBERT W. GEIS, CPA  
AUDITOR-CONTROLLER

By:  \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
RAY AROMATORIO,  
RISK PROGRAM ADMINISTRATOR

By:  \_\_\_\_\_  
Risk Program Administrator

LAGUNA COUNTY SANITATION DISTRICT  
BUDGET REVISIONS

03/15/11

Transfer No: 0001306

Laguna County Sanitation District                      \$4,175,000 Total

Adjusting expenditure appropriations for the Solar Energy Project; and budget for the issuance of debt in the amount of \$4,175,000.

This budget revision budgets bond proceeds for the building of 1 Megawatt solar system for the Laguna Sanitation District's plant. The proceeds will be financed through Qualified Energy Conservation Bonds (QECBs) in the amount of \$4,175,000. The costs are estimated to be \$4,105,000 for the project and \$173,000 for issuance costs. Existing appropriations of \$103,000 will be used to cover difference. Project costs of \$4,105,000 is estimated to be \$3,545,000 in FY 10-11 and estimated to be \$560,000 in FY 11-12, which will be restricted in retained earnings. Laguna Sanitation District has the opportunity to locate the solar energy facility on district property that will allow the sanitation plant to realize an estimated \$100,000 savings per year, which increases each year thereafter, in operating power costs a thirty year period.

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(COPIES OF ACTUAL BUDGET REVISION FORMS ARE AVAILABLE FOR PUBLIC INSPECTION IN THE  
AUDITOR-CONTROLLER'S OFFICE)

# Budget Revision Request

BJE 0001306  
Budget Journal Entry #

Gov. Code Sec. 29125 & 29130

JE  
Related Journal Entry #

**Subject / Title:** Provide a short description for this budget revision request. For example: "Designate funds for zoning ordinance amendments" or "Distribute proceeds from sale of 2005 COPS".

Laguna County Sanitation District - Adjusting expenditure appropriations for the Solar energy project and budget for the issuance of debt in the amount of \$4,175,000.

**Justification:** For all changes: explain what the change is for and why it is needed. Attach additional justification, board Letters or spreadsheet, if appropriate. When moving Appropriation: explain why it's available. When Revenue is adjusted: explain the reason for the increase or decrease. For adjustments to General Fund Contingency: explain why no other alternative funding source is available.



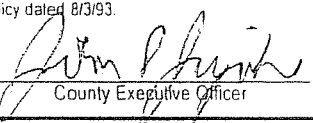
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2011 FEB -2  
 9:43 AM  
 RECEIVED

## Financial Summary

Increase or (Decrease) in Appropriation for / Uses:	Department / Fund 054 / 2870	Department / Fund /	Department / Fund /	Department / Fund /
Salaries & Benefits	00	00	00	00
Services & Supplies	70,000 00	00	00	00
Other Charges	00	00	00	00
Fixed Assets	3,545,000 00	00	00	00
Other Financing Uses	00	00	00	00
Intrafund Transfers	00	00	00	00
Reserve or Designation	560,000 00	00	00	00
<b>Sources:</b>				
Revenue	4,175,000 00	00	00	00
Other Financing Sources	00	00	00	00
Intrafund Transfers	00	00	00	00
Reserve or Designation	00	00	00	00
Effect on Contingency / RE	00	00	00	00

2011 JAN 25 PM 8 28  
 AUDITOR CONTROLLER

Departmental Authorization	Auditor-Controller	CEO's Recommendation	Board of Supervisor's Action
 Department Head Date 1-17-11	Budget Journal Entry and Related Journal Entry if applicable Approved as to Accounting Form.  Auditor-Controller	<input checked="" type="checkbox"/> Approve <input type="checkbox"/> Disapprove Date 2/3/2011 Transfer/Revision in Accordance with Board Policy dated 8/3/93.  County Executive Officer	<input type="checkbox"/> Approved <input type="checkbox"/> Disapproved Date Agenda Item Clerk of the Board of Supervisors

# Budget Journal Entry

Document Number: BJE - 0001306 Batch ID: 1290183  
 Document Description: LCSD Solar Project Processed On:  
 Post On: Processed By:

References \_\_\_\_\_  
 Audit Trail: \_\_\_\_\_

Accounting		Fund	Depl	GL Acct	LI Acct	Debit Amount	Credit Amount	Prog	OU Unit	Proj	Budget Period	Description
2870	054	2420	5921	4,175,000.00		6000				SOLAR	201103	Bond proceeds QECBs - Solar Project
2870	054	2530	7325		173,000.00	6000				SOLAR	201103	Bond proceeds QECBs - cost of issuance
2870	054	2530	8700		1,200,000.00	6000				SOLAR	201103	Bond proceeds QECBs - Solar Project costs
2870	054	2530	8700		2,345,000.00	6000				SOLAR	201106	Bond proceeds QECBs - Solar Project costs
2870	054	2530	7460	103,000.00		6000				SOLAR	201011	Solar Project costs to acct 8700 - Solar project
2870	054	2530	9600			6000				SOLAR	201011	Designated FY11-12 costs
Total						4,278,000.00	4,278,000.00					

Signatures  
 Signed By: \_\_\_\_\_ Signed On: \_\_\_\_\_ Department/Agency: \_\_\_\_\_  
 Mark Paul 1/18/2011 1:51:39 PM 054 - Public Works