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|---|--|----------------|-----------|------------------|-----------|--------|-----------|
| <p><b>1. Award No.</b><br/>693JJ32440373</p> <p><b>4. Award To</b><br/>County of Cochise, Arizona<br/>1415 Melody Lane, Bldg. F<br/>Bisbee, AZ 85603</p> <p>Unique Entity Id.: <b>LNCRRL2K1DA9</b><br/>TIN No.: <b>86-6000398</b></p>   | <p><b>2. Effective Date</b><br/>6/13/2024</p> <p><b>5. Sponsoring Office</b><br/>U.S. Department of Transportation<br/>Federal Highway Administration<br/>Office of Acquisition &amp; Grants Management<br/>1200 New Jersey Avenue, SE<br/>HCFA-43, Mail Drop E62-204<br/>Washington, DC 20590</p>   |                |           |                  |           |        |           |
| <p><b>6. Period of Performance</b><br/>6/13/2024-6/30/2026</p> <p><b>8. Type of Agreement</b><br/>Grant</p> <p><b>10. Procurement Request No.</b><br/>HEPN240023PR</p> <p><b>12. Submit Payment Requests To</b><br/>See Article 13 of the General Terms and Conditions.</p> <p><b>14. Accounting and Appropriations Data by Fiscal Year (FY)</b><br/>FY22: 15X1220050.0000.060V406500.6801000000.41010.61006600, \$500,000</p> <p><b>15. Description of Project</b><br/><b>Cochise County EV Infrastructure</b></p> | <p><b>3. Assistance Listings No.</b><br/>20.205</p> <p><b>7. Total Amount</b></p> <table border="0"> <tr> <td>Federal Share:</td> <td style="text-align: right;">\$500,000</td> </tr> <tr> <td>Recipient Share:</td> <td style="text-align: right;">\$125,000</td> </tr> <tr> <td>Total:</td> <td style="text-align: right;">\$625,000</td> </tr> </table> <p><b>9. Authority</b><br/>Infrastructure Investment and Jobs Act (IIJA)<br/>(Pub. L. 117-58, § 11401 November 15, 2021)<br/>codified at 23 U.S.C. 151</p> <p><b>11. Federal Funds Obligated</b><br/>\$500,000</p> <p><b>13. Payment Office</b><br/>See Article 13 of the General Terms and Conditions.</p> | Federal Share: | \$500,000 | Recipient Share: | \$125,000 | Total: | \$625,000 |
| Federal Share:  | \$500,000  |                |           |                  |           |        |           |
| Recipient Share:  | \$125,000  |                |           |                  |           |        |           |
| Total:  | \$625,000  |                |           |                  |           |        |           |

**RECIPIENT**

**16. Signature of Person Authorized to Sign**



April 19, 2024

Signature

Date

Name:

Title:

**FEDERAL HIGHWAY ADMINISTRATION**

**17. Signature of Agreement Officer**

Signature

Date

Name: Sarah Tarpgaard

Title: Agreement Officer

**FEDERAL HIGHWAY ADMINISTRATION**  
**GRANT AGREEMENT UNDER THE**  
**FISCAL YEAR 2022 and FISCAL YEAR 2023 CHARGING AND FUELING**  
**INFRASTRUCTURE GRANT PROGRAM**

This agreement is between the Federal Highway Administration (the “FHWA”) and the County of Cochise, Arizona (the “**Recipient**”).

This agreement reflects the selection of the Recipient to receive a Charging and Fueling Infrastructure (“CFI”) Grant for the Cochise County EV Infrastructure.

If schedule A to this agreement identifies a Designated Subrecipient, that Designated Subrecipient is also a party to this agreement, and the parties want the Designated Subrecipient to carry out the project with the Recipient’s assistance and oversight.

The parties therefore agree to the following:

**ARTICLE 1**  
**GENERAL TERMS AND CONDITIONS.**

**1.1 General Terms and Conditions.**

- (a) In this agreement, “**General Terms and Conditions**” means the content of the document titled “General Terms and Conditions Under the Fiscal Year 2022 and Fiscal Year 2023 Charging and Fueling Infrastructure (CFI) Grant Program” dated March 1, 2024, which is available at <https://www.fhwa.dot.gov/environment/cfi/resources/fy2022-2023-cfi-terms-conditions.pdf>. The General Terms and Conditions reference the information contained in the schedules A – K to this agreement. The General Terms and Conditions are part of this agreement.
- (b) The Recipient states that it has knowledge of the General Terms and Conditions.
- (c) The Recipient acknowledges that the General Terms and Conditions impose obligations on the Recipient and that the Recipient’s non-compliance with the General Terms and Conditions may result in remedial action which may include but is not limited to terminating the CFI grant, disallowing costs incurred for the Project, requiring the Recipient to refund to the FHWA the CFI Grant, and reporting the non-compliance in the Federal-government-wide integrity and performance system.

**ARTICLE 2**  
**SPECIAL TERMS AND CONDITIONS.**

- 2.1** The Recipient acknowledges that the Project must be performed in compliance with the National Electric Vehicle Infrastructure Standards and Requirements under 23 CFR part 680 including but not limited to the data reporting requirements under 23 CFR 680.112.
  
- 2.2** The Recipient acknowledges the requirements, including the non-Federal cost share requirements applicable to contracting with Private Entity, in the FY 2022-2023 CFI Terms and Conditions document under section Article 12 titled Contracting and Subawards in section 12.8: Requirement to Contract with a Private Entity.

**SCHEDULE A  
ADMINISTRATIVE INFORMATION**

**1. Application.**

Application Title: Cochise County EV Infrastructure

Application Date: 6/12/2023

**2. Recipient's Unique Entity Identifier.**

LNCRRL2K1DA9

See section 25.3 of the General Terms and Conditions.

**3. Recipient Contact(s).**

Dan Coxworth  
Director  
Cochise County, Development Services  
1415 Melody Lane, Bisbee, AZ 85603  
520-432-9268  
[dcoxworth@cochise.az.gov](mailto:dcoxworth@cochise.az.gov)

**4. Recipient Key Personnel.**

Name	Title or Position
Dan Coxworth	Director
Susan Bronson	Planner

**5. FHWA Project Contact(s).**

Sarah Tarpgaard  
Agreement Officer (AO)  
Federal Highway Administration  
Office of Acquisition and Grants Management  
HCFA-43, Mail Stop E62-310  
1200 New Jersey Avenue, S.E.  
Washington, DC 20590  
(202) 493-3225  
[sarah.tarpgaard@dot.gov](mailto:sarah.tarpgaard@dot.gov)

and

Division Administrator  
Agreement Officer Representative (AOR)  
FHWA Arizona Division  
4000 N Central Ave, Ste 1500  
Phoenix, AZ 85012-3500  
602-379-3646  
[Arizona.FHWA@fhwa.dot.gov](mailto:Arizona.FHWA@fhwa.dot.gov)

and

Paki Rico, Grants Specialist  
Division Office Point of Contact  
FHWA Arizona Division  
4000 N Central Ave, Ste 1500  
Phoenix, AZ 85012-3500  
602-382-8969  
[paki.rico@dot.gov](mailto:paki.rico@dot.gov)

**6. Payment System.**

USDOT Payment System: DELPHI eInvoicing

**7. Office for Subaward and Contract Authorization.**

USDOT Office for Subaward and Contract Authorization: FHWA Office of Acquisition and Grants Management

**8. Federal Award Identification Number.**

Listed on page 1, item 1. See section 25.2 of the General Terms and Conditions.

**9. Designated Subrecipient.**

Designated Subrecipient: None

**10. Subawards and Contracts.**

Note: See 2 CFR 200.331, Subrecipient and contractor determinations, for definitions of subrecipient (who is awarded a subaward) versus contractor (who is awarded a contract).

Note: Recipients with a procurement system deemed approved and accepted by the Government or by the AO are exempt from the requirements of this clause. See 2 CFR 200.317 through 200.327.

- (a) Unless described in the application and funded in the approved award, or otherwise exempted by the AO in writing, the Recipient must obtain prior written approval from the Agreement Officer (the “AO”) for the subaward, transfer, or contracting out of any non-construction CFI Grant work under this agreement above the Simplified Acquisition

Threshold. This provision does not apply to the acquisition of supplies, material, equipment, or general support services.

- (b) Approval of each subaward or contract is contingent upon the Recipient's submittal of a written fair and reasonable price determination, and approval by the AO for each proposed contractor/sub-recipient. Consent to enter into subawards or contracts will be issued through written notification from the AO or a formal amendment to the Agreement.
- (c) The following subawards and contracts are currently approved under the Agreement by the AO. This list does not include supplies, material, equipment, or general support services which are exempt from the pre-approval requirements of this clause.

*The recipient's proposed subawards and contracts included in the recipient's application as cited in schedule A, section 1, as amended by schedule E, are hereby considered approved.*

**SCHEDULE B  
PROJECT ACTIVITIES**

**1. General Project Description.**

Refer to the application title and date identified in schedule A section 1, which is incorporated by reference to this agreement. See schedule E for changes to the project described in the application.

**2. Statement of Work.**

Refer to the application title and date identified in schedule A section 1, which is incorporated by reference to this agreement. See schedule E for changes to the project described in the application.

**SCHEDULE C  
AWARD DATES AND PROJECT SCHEDULE**

**1. Award Dates.**

Budget Period End Date: See page 1, item 6.

Period of Performance End Date: See page 1, item 6.

**2. Estimated Project Schedule.**

<b>Milestone</b>	<b>Schedule Date</b>
Planned Construction Substantial Completion and Open to Traffic Date:	15 months from effective date of award

**3. Special Milestone Deadlines.**

None.

**SCHEDULE D**  
**AWARD AND PROJECT FINANCIAL INFORMATION**

**1. Award Amount.**

CFI Grant Amount: \$500,000

**2. Federal Obligation Information.**

Federal Obligation Type: Single

**3. Approved Project Budget.**

**Eligible Project Costs**

	<b>Total</b>
CFI Grant Funds:	\$500,000
Other Federal Funds:	\$0
State Funds:	\$0
Local Funds:	\$125,000
In-Kind Match:	\$0
Other Funds:	\$0
<b>Total:</b>	<b>\$625,000</b>

**4. Approved Pre-award Costs**

**None.** The FHWA has not approved under this award any pre-award costs under 2 C.F.R. 200.458.

## SCHEDULE E CHANGES FROM APPLICATION

### Scope:

Move one level 2 charger at location 4 as follows:

From: Cochise County Facility 450 S. Haskell Ave., Willcox AZ 85643 to

Owner: Cochise County

Floodplain: AO, 1% Annual Chance Flood Hazard

To: Willcox City Hall and Visitors Center, 101 S Railroad Ave, Willcox AZ 85643

Owner: City of Willcox.

Floodplain: AO, 1% Annual Chance Flood Hazard

The new location, situated less than half a mile from the originally proposed site in the grant application, is positioned within the same community and census tract. This relocation is advantageous as it places the facility closer to key community landmarks such as the newly established dog park, city hall, the Willcox Visitors Center, and historic downtown Willcox, thereby providing enhanced accessibility and convenience for both visitors and residents of the community.

New Location 4, Willcox Arizona:



Location 4, One Level 2 Charger  
101 S Railroad Ave (Willcox)

N.T.S.  
⊕

Previous Location 4, Willcox Arizona:



Location 4, One Level 2 Charger  
450 S Haskell Ave (Willcox)

**Schedule:**

No Changes.

**Budget:**

No Changes.

**Other:**

N/A

**SCHEDULE F**  
**CFI PROGRAM DESIGNATIONS**

**1. Corridor or Community Designation.**

Corridor-Community Designation: Community

**2. Funding Source.**

Funding Source: Highway Trust Funds (Infrastructure Investment and Jobs Act (Pub. L. 117-58, § 11101(b)(1)(A) November 15, 2021)

**3. Security Risk Designation.**

Security Risk Designation: Low. The charging stations will be located on Cochise County public property that is accessible to the public. The charging stations are connected to the internet but not directly connected to the County's internal internet. The County's IT Department will coordinate with the vendor and conduct a comprehensive risk assessment focusing on the charging stations' internet connectivity points. This assessment will identify specific vulnerabilities that could be exploited in a cyber attack.

**4. Funding Act.**

Infrastructure Investment and Jobs Act (Pub. L. 117-58, § 11401 November 15, 2021).

**5. Funds Obligation.**

This grant is fully funded. The funds are considered obligated as of the effective date of the grant. Funds are available until expended.

**SCHEDULE G**  
**CFI PERFORMANCE MEASUREMENT INFORMATION**

**Study Area:** Cochise County, Arizona

**Baseline Measurement Date:** June 1, 2024

**Baseline Report Date:** June 30, 2024

**Table 1: Performance Measure Table**

<b>Measure</b>	<b>Category and Description</b>	<b>Measurement Frequency</b>
Number of EV charging ports and/or Hydrogen stations (operational)	Number of EV charging ports and/or Hydrogen stations that are operational (open for use by the public) as part of the grant project. For EV chargers, report by type, e.g., DCFC and level 2.	Quarterly
23 CFR 680.112 Reporting (EV Charging only)	Data reporting after each EV charging port is operational, as required by 23 CFR 680.112. Reporting using EV-ChART is required.	One Time, Quarterly, and Annually  Refer to EV ChART Guidance.

**SCHEDULE H  
CLIMATE CHANGE AND ENVIRONMENTAL JUSTICE IMPACTS**

**Consideration of Climate Change and Environmental Justice Impacts.**

The Recipient states that rows marked with “X” in the following table are accurate:

X	The Project directly supports a Local/Regional/State Climate Action Plan that results in lower greenhouse gas emissions. <i>(Identify the plan in the supporting narrative below.)</i>
	The Project directly supports a Local/Regional/State Equitable Development Plan that results in lower greenhouse gas emissions. <i>(Identify the plan in the supporting narrative below.)</i>
	The Project directly supports a Local/Regional/State Energy Baseline Study that results in lower greenhouse gas emissions. <i>(Identify the plan in the supporting narrative below.)</i>
	The Recipient or a project partner used environmental justice tools, such as the EJSCREEN, to minimize adverse impacts of the Project on environmental justice communities. <i>(Identify the tool(s) in the supporting narrative below.)</i>
	The Project supports a modal shift in freight or passenger movement to reduce emissions or reduce induced travel demand. <i>(Describe that shift in the supporting narrative below.)</i>
	The Project utilizes demand management strategies to reduce congestion, induced travel demand, and greenhouse gas emissions. <i>(Describe those strategies in the supporting narrative below.)</i>
	The Project incorporates electrification infrastructure, zero-emission vehicle infrastructure, or both. <i>(Describe the incorporated infrastructure in the supporting narrative below.)</i>
	The Project supports the installation of electric vehicle charging stations. <i>(Describe that support in the supporting narrative below.)</i>
	The Project promotes energy efficiency. <i>(Describe how in the supporting narrative below.)</i>
	The Project serves the renewable energy supply chain. <i>(Describe how in the supporting narrative below.)</i>
	The Project improves disaster preparedness and resiliency <i>(Describe how in the supporting narrative below.)</i>

	The Project avoids adverse environmental impacts to air or water quality, wetlands, and endangered species, such as through reduction in Clean Air Act criteria pollutants and greenhouse gases, improved stormwater management, or improved habitat connectivity. <i>(Describe how in the supporting narrative below.)</i>
	The Project repairs existing dilapidated or idle infrastructure that is currently causing environmental harm. <i>(Describe that infrastructure in the supporting narrative below.)</i>
	The Project supports or incorporates the construction of energy- and location-efficient buildings. <i>(Describe how in the supporting narrative below.)</i>
	The Project includes recycling of materials, use of materials known to reduce or reverse carbon emissions, or both. <i>(Describe the materials in the supporting narrative below.)</i>
	The Recipient has taken other actions to consider climate change and environmental justice impacts of the Project. <i>(Describe those actions in the supporting narrative below.)</i>
	The Recipient has not yet taken actions to consider climate change and environmental justice impacts of the Project but, before beginning construction of the Project, will take relevant actions described in schedule B. <i>(Identify the relevant actions from schedule B in the supporting narrative below.)</i>
	The Recipient has not taken actions to consider climate change and environmental justice impacts of the Project and will not take those actions under this award.

**Supporting Narrative.**

The addition of EV charging stations to a rural county such as the County, has positive environmental benefits and helps to aid in the reduction of greenhouse gas emissions.

**SCHEDULE I  
EQUITY AND BARRIERS TO OPPORTUNITY**

**Efforts to Improve Racial Equity and Reduce Barriers to Opportunity.**

The Recipient states that rows marked with “X” in the following table are accurate:

	A racial equity impact analysis has been completed for the Project. <i>(Identify a report on that analysis or, if no report was produced, describe the analysis and its results in the supporting narrative below.)</i>
	The Recipient or a project partner has adopted an equity and inclusion program/plan or has otherwise instituted equity-focused policies related to project procurement, material sourcing, construction, inspection, hiring, or other activities designed to ensure racial equity in the overall delivery and implementation of the Project. <i>(Identify the relevant programs, plans, or policies in the supporting narrative below.)</i>
	The Project includes physical-barrier-mitigating land bridges, caps, lids, linear parks, and multimodal mobility investments that either redress past barriers to opportunity or that proactively create new connections and opportunities for underserved communities that are underserved by transportation. <i>(Identify the relevant investments in the supporting narrative below.)</i>
	The Project includes new or improved walking, biking, and rolling access for individuals with disabilities, especially access that reverses the disproportional impacts of crashes on people of color and mitigates neighborhood bifurcation. <i>(Identify the new or improved access in the supporting narrative below.)</i>
	The Project includes new or improved freight access to underserved communities to increase access to goods and job opportunities for those underserved communities. <i>(Identify the new or improved access in the supporting narrative below.)</i>
X	The Recipient has taken other actions related to the Project to improve racial equity and reduce barriers to opportunity. <i>(Describe those actions in the supporting narrative below.)</i>
	The Recipient has not yet taken actions related to the Project to improve racial equity and reduce barriers to opportunity but, before beginning construction of the Project, will take relevant actions described in schedule B. <i>(Identify the relevant actions from schedule B in the supporting narrative below.)</i>
	The Recipient has not taken actions related to the Project to improve racial equity and reduce barriers to opportunity and will not take those actions under this award.

**Supporting Narrative.**

The Project provides improved EV access to areas that are considered historically disadvantaged. While these locations address the needs outlined by the public in the State Plan, the County will also rely on public input to help determine any future locations.

**SCHEDULE J  
LABOR AND WORK**

**Efforts to Support Good-Paying Jobs and Strong Labor Standards**

The Recipient states that rows marked with “X” in the following table are accurate:

	The Recipient or a project partner has adopted the use of project labor agreements in the overall delivery and implementation of the Project. <i>(Identify the relevant agreements and describe the scope of activities they cover in the supporting narrative below.)</i>
	The Recipient or a project partner has adopted the use of local and economic hiring preferences in the overall delivery and implementation of the Project, subject to all applicable State and local laws, policies, and procedures. <i>(Describe the relevant provisions in the supporting narrative below.)</i>
	The Recipient or a project partner has adopted the use of registered apprenticeships in the overall delivery and implementation of the Project. <i>(Describe the use of registered apprenticeship in the supporting narrative below.)</i>
	The Recipient or a project partner will provide training and placement programs for underrepresented workers in the overall delivery and implementation of the Project. <i>(Describe the training programs in the supporting narrative below.)</i>
	The Recipient or a project partner will support free and fair choice to join a union in the overall delivery and implementation of the Project by investing in workforce development services offered by labor-management training partnerships or setting expectations for contractors to develop labor-management training programs. <i>(Describe the workforce development services offered by labor-management training partnerships in the supporting narrative below.)</i>
	The Recipient or a project partner will provide supportive services and cash assistance to address systemic barriers to employment to be able to participate and thrive in training and employment, including childcare, emergency cash assistance for items such as tools, work clothing, application fees and other costs of apprenticeship or required pre-employment training, transportation and travel to training and work sites, and services aimed at helping to retain underrepresented groups like mentoring, support groups, and peer networking. <i>(Describe the supportive services and/or cash assistance provided to trainees and employees in the supporting narrative below.)</i>

	The Recipient or a project partner has documented agreements or ordinances in place to hire from certain workforce programs that serve underrepresented groups. <i>(Identify the relevant agreements and describe the scope of activities they cover in the supporting narrative below.)</i>
X	The Recipient or a project partner participates in a State/Regional/Local comprehensive plan to promote equal opportunity, including removing barriers to hire and preventing harassment on work sites, and that plan demonstrates action to create an inclusive environment with a commitment to equal opportunity, including: <ul style="list-style-type: none"> <li>a. affirmative efforts to remove barriers to equal employment opportunity above and beyond complying with Federal law;</li> <li>b. proactive partnerships with the U.S. Department of Labor’s Office of Federal Contract Compliance Programs to promote compliance with EO 11246 Equal Employment Opportunity requirements;</li> <li>c. no discriminatory use of criminal background screens and affirmative steps to recruit and include those with former justice involvement, in accordance with the Fair Chance Act and equal opportunity requirements;</li> <li>d. efforts to prevent harassment based on race, color, religion, sex, sexual orientation, gender identity, and national origin;</li> <li>e. training on anti-harassment and third-party reporting procedures covering employees and contractors; and</li> <li>f. maintaining robust anti-retaliation measures covering employees and contractors.</li> </ul> <i>(Describe the equal opportunity plan in the supporting narrative below.)</i>
	The Recipient has taken other actions related to the Project to create good-paying jobs with the free and fair choice to join a union and incorporate strong labor standards. <i>(Describe those actions in the supporting narrative below.)</i>
	The Recipient has not yet taken actions related to the Project to create good-paying jobs with the free and fair choice to join a union and incorporate strong labor standards but, before beginning construction of the Project, will take relevant actions described in schedule B. <i>(Identify the relevant actions from schedule B in the supporting narrative below.)</i>
	The Recipient has not taken actions related to the Project to improving good-paying jobs and strong labor standards and will not take those actions under this award.

**Supporting Narrative.**

Cochise County is an equal opportunity employer and follows all state and federal laws to ensure equal treatment. Hiring committee training is required of all individuals involved in hiring and stresses the importance of knowing protected classes. Policy 2201 EEO, Harassment, Discrimination, is the policy outlining the actions taken to maintain compliance. Participation in

Sexual Harassment training is required annually. Policy 2233 Background Screening follows guidance provided by the EEOC in reviewing background screening to ensure compliance with the First Chance Act and equal opportunity.

**SCHEDULE K  
CIVIL RIGHTS AND TITLE VI**

**1. Recipient Type Designation.**

Recipient Type Designation: Existing

Existing Award Program: 20.205; Highway Planning and Construction

**2. Title VI Assessment Information.**

This section is not applicable because the Recipient Type Designation is “Existing.”