

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

FOURTH AMENDMENT TO CONTRACT NO. C000046228

This contractual Agreement entered into by and between the **Commonwealth of Pennsylvania, Department of Community and Economic Development**, hereinafter referred to as the "**Grantor**", and the

COMMISSION ON ECONOMIC OPPORTUNITY
OF LUZERNE COUNTY
PO Box 1127
Wilkes Barre, PA 18703-1127

hereinafter referred to as the "**Grantee**" party of the second part.

WITNESSETH:

WHEREAS, the **Grantor** has a Contract with the **Grantee**, and

WHEREAS, the **Grantor** wishes to amend the Contract to allow the **Grantee** to carry out the scope of services; and

NOW, THEREFORE, the parties hereto intending to be legally bound do hereby agree to the following:

1. The termination date of this Contract, as amended, will be DECEMBER 31, 2012.
2. The Contract Activity Period, as amended, will be JULY 1, 2009 to DECEMBER 31, 2012.
3. Those programmatic changes and modification detailed in Appendix C.
4. The total amount of this Contract shall remain SEVEN MILLION, SIX HUNDRED THIRTEEN THOUSAND, ONE HUNDRED NINETY SEVEN DOLLARS (\$7,613,197.00) AND NO CENTS-----.
5. All terms and conditions of this Contract not changed or modified by this Amendment shall remain in full force and effect.

IN WITNESS WHEREOF the parties hereunto have set their hands and seals on:

WITNESS:

COMMISSION ON ECONOMIC OPPORTUNITY OF LUZERNE COUNTY

Vendor Number 174737
Federal Identification Number 231653093

For Commonwealth signatures only

Commonwealth of Pennsylvania
Acting through the
Department of Community and
Economic Development

GRANTEE: Please sign & complete at "X's" only

X By [Signature] (Seal)

X Title Executive Director

X Date 3/20/12

[Signature] 3/28/12
Secretary/Deputy Secretary Date

Approved:

I hereby certify that funds in the amount of \$0 are available under Appropriations Symbol:

By [Signature: Marie McCormick]

X Title Secretary

X Date 3/20/12

Program WXX (ARRA)
Contract # C000046228
CFDA # 81.042

Comptroller approved as to fiscal responsibility, budgetary appropriateness and availability of funds:

For Commonwealth signatures only

Approved as to Legality and Form

[Signature] 4/6/12
Comptroller Date

[Signature] 3/23/12
Office of Chief Counsel Date

Preapproved Form # 4-K-2202
Office of General Counsel Date

Preapproved Form # 4-K-2202
Office of Attorney General Date

SPECIAL CONDITIONS
WEATHERIZATION ASSISTANCE FOR LOW-INCOME PERSONS PROGRAM (ARRA)

Original:

Notwithstanding any provision contained herein to the contrary, the following Special Conditions apply to the above – referenced grant contract and are incorporated therein:

All funds not expended or obligated by the Contractor under this contract by September 30, 2010 must immediately be returned to the Department, unless the Contractor can provide documentation that the funds will be expended prior to the expiration of the contract.

The Contractor must provide quarterly estimated expenditures beginning July 1, 2009 through September 30, 2011.

Amendment #4:

Funds designated under the DIRECT SERVICES, LIABILITY, TRAINING/TECH. ASST., and OTHER categories (hereinafter referred to as “production”) in the Contractor’s Weatherization Program Budget Summary (Appendix B herein) may NOT be expended after November 30, 2012.

ARRA funds currently designated under the ADMIN category and the FINANCIAL AUDIT category in the Contractor’s Weatherization Program Budget Summary may be expended until December 31, 2012. The ADMIN and FINANCIAL AUDIT categories include grant close out activities. Grant close out activities are defined as:

- Reporting
- Data Collection
- Inventory Management
- Transfer of Assets and Disposition
- Transfer of Records
- Consolidation
- Financial Audit

Final Grant Close Out and Final Invoice must be submitted for review and payment no later than December 31, 2012.