



Contract Number
24-130 A-2

SAP Number
4400016439 A-2

Project & Facilities Management Department

Department Contract Representative Telephone Number Richard Ayala (909) 387-5111

Contractor Ham's Electric, Inc.
Contractor Representative Robert Ham
Telephone Number (909) 982-7344
Contract Term 4/1/21 – 3/31/26
Original Contract Amount \$ 360,000
Amendment #1 Amount \$ 400,000
Amendment #2 Amount \$ 377,290
Total Contract Amount \$ 1,137,290
Cost Center 7303001000

IT IS HEREBY AGREED AS FOLLOWS:

**AMENDMENT NO. 2
CONTRACT NO. 4400016439
ELECTRICAL SERVICES CONTRACT**

This Amendment No. 2 (Amendment) is made by and between Ham's Electric, Inc., (Contractor) and San Bernardino County (County) for on-call electrical services at multiple County locations.

NOW, THEREFORE, the County and Contractor mutually agree to the following terms and conditions:

- REPLACE Section C.49. Reserved** with the following: **Campaign Contribution Disclosure (SB 1439)**
Contractor has disclosed to the County using Attachment C - Campaign Contribution Disclosure Senate Bill 1439, whether it has made any campaign contributions of more than \$250 to any member of the Board of Supervisors or other County elected officer [Sheriff, Assessor-Recorder-Clerk, Auditor-Controller/Treasurer/Tax Collector and the District Attorney] within the earlier of: (1) the date of the submission of Contractor's proposal to the County, or (2) 12 months before the date this Contract was approved by the

Board of Supervisors. Contractor acknowledges that under Government Code section 84308, Contractor is prohibited from making campaign contributions of more than \$250 to any member of the Board of Supervisors or County elected officer for 12 months after the County's consideration of the Contract.

In the event of a proposed amendment to this Contract, the Contractor will provide the County a written statement disclosing any campaign contribution(s) of more than \$250 to any member of the Board of Supervisors or other County elected officer within the preceding 12 months of the date of the proposed amendment.

Campaign contributions include those made by any agent/person/entity on behalf of the Contractor or by a parent, subsidiary or otherwise related business entity of Contractor.

2. **REPLACE Section F.1. Fiscal Provisions** with the following: The maximum amount of payment under this Contract shall not exceed an aggregate amount of **\$1,137,290** for the 5-year term and shall be subject to availability of County funds. The consideration to be paid to Contractor, as provided herein, shall be in full payment for all Contractor's services and expenses incurred in the performance hereof, including travel and per diem. **Contractor acknowledges this is an "on-call" Contract and there is no guarantee of a minimum amount of work that will be assigned to Contractor. Contractor further acknowledges that any and all repairs are subject to the requirements of the California Public Contract Code.** Contractor will only be compensated for work performed following receipt of written or email authorization, from the County, approving the work and the estimate provided by Contractor. Contractor shall include the written or email authorization with any related invoice Contractor submits for work performed.
3. **ADD ATTACHMENT C, SENATE BILL 1439, CONTRACTOR INFORMATION REPORT**, attached hereto and incorporated herein.
4. **CONTRACT EXECUTION**
This Amendment may be executed in any number of counterparts, each of which so executed shall be deemed to be an original, and such counterparts shall together constitute one and the same Amendment. The parties shall be entitled to sign and transmit an electronic signature of this Amendment (whether by facsimile, PDF or other email transmission), which signature shall be binding on the party whose name is contained therein. Each party providing an electronic signature agrees to promptly execute and deliver to the other party an original signed Amendment upon request.
5. **CAPITALIZED TERMS.**
Any capitalized term used, but not defined in this Amendment shall have the meaning given to it in the Contract.
6. **FULL FORCE AND EFFECT.**
The Contract, as amended by this Amendment, remains in full force and effect.

[Signatures on the Following Page]

IN WITNESS WHEREOF, San Bernardino County and the Contractor have each caused this Contract to be subscribed by its respective duly authorized officers, on its behalf.

SAN BERNARDINO COUNTY

Dawn Rowe

Dawn Rowe, Chair, Board of Supervisors

Dated: FEB 06 2024

SIGNED AND CERTIFIED THAT A COPY OF THIS DOCUMENT HAS BEEN DELIVERED TO THE CHAIRMAN OF THE BOARD

By *Lynna Modell*
Lynna Modell
Clerk of the Board of Supervisors
of San Bernardino County
Deputy



HAM'S ELECTRIC, INC.

(Print or type name of corporation, company, contractor, etc.)

By *Kristi L. McSherry*
Kristi L. McSherry (Jan 18, 2024 10:12 PST)

(Authorized signature - sign in blue ink)

Name Kristi L. McSherry
(Print or type name of person signing contract)

Title CFO
(Print or Type)

Dated: Jan 18, 2024

Address 1848 W. 11th Street Ste J Upland, CA 91786

1848 W. 11th Street Ste J Upland, CA 91786

FOR COUNTY USE ONLY

Approved as to Legal Form
Daniel Pasek
Daniel Pasek (Jan 18, 2024 10:17 PST)

Daniel J. Pasek
Deputy County Counsel

Date Jan 18, 2024

Reviewed for Contract Compliance
▶

Date _____

Reviewed/Approved by Department
Jennifer Costa

Jennifer Costa
Chief of Facilities Management, PFMD

Date Jan 18, 2024



ATTACHMENT C

Campaign Contribution Disclosure

(Senate Bill 1439)

DEFINITIONS

Actively supporting the matter: (a) Communicate directly with a member of the Board of Supervisors or other County elected officer [Sheriff, Assessor-Recorder-Clerk, District Attorney, Auditor-Controller/Treasurer/Tax Collector] for the purpose of influencing the decision on the matter; or (b) testifies or makes an oral statement before the County in a proceeding on the matter for the purpose of influencing the County's decision on the matter; or (c) communicates with County employees, for the purpose of influencing the County's decision on the matter; or (d) when the person/company's agent lobbies in person, testifies in person or otherwise communicates with the Board or County employees for purposes of influencing the County's decision in a matter.

Agent: A third-party individual or firm who, for compensation, is representing a party or a participant in the matter submitted to the Board of Supervisors. If an agent is an employee or member of a third-party law, architectural, engineering or consulting firm, or a similar entity, both the entity and the individual are considered agents.

Otherwise related entity: An otherwise related entity is any for-profit organization/company which does not have a parent-subsidary relationship but meets one of the following criteria:

- (1) One business entity has a controlling ownership interest in the other business entity;
- (2) there is shared management and control between the entities; or
- (3) a controlling owner (50% or greater interest as a shareholder or as a general partner) in one entity also is a controlling owner in the other entity.

For purposes of (2), "shared management and control" can be found when the same person or substantially the same persons own and manage the two entities; there are common or commingled funds or assets; the business entities share the use of the same offices or employees, or otherwise share activities, resources, or personnel on a regular basis; or there is otherwise a regular and close working relationship between the entities.

Parent-Subsidiary Relationship: A parent-subsidiary relationship exists when one corporation has more than 50 percent of the voting power of another corporation.

Contractors must respond to the questions on the following page. If a question does not apply respond N/A or Not Applicable.

1. Name of Contractor: **Ham's Electric, Inc.**

2. Is the entity listed in Question No. 1 a non-profit organization under Internal Revenue Code section 501(c)(3)?

Yes If yes, skip Question Nos. 3 - 4 and go to Question No. 5.

No

3. Name of Principal (i.e., CEO/President) of entity listed in Question No. 1, if the individual actively supports the matter and has a financial interest in the decision: Robert R. Ham

4. If the entity identified in Question No.1 is a corporation held by 35 or less shareholders, and not publicly traded ("closed corporation"), identify the major shareholder(s): Robert R. Ham & Kristi L. McSherry

5. Name of any parent, subsidiary, or otherwise related entity for the entity listed in Question No. 1 (see definitions above):

Company Name	Relationship
N/A	N/A
N/A	N/A

6. Name of agent(s) of Contractor:

Company Name	Agent(s)	Date Agent Retained (if less than 12 months prior)
N/A	N/A	N/A
N/A	N/A	N/A

7. Name of Subcontractor(s) (including Principal and Agent(s)) that will be providing services/work under the awarded contract if the subcontractor (1) actively supports the matter and (2) has a financial interest in the decision and (3) will be possibly identified in the contract with the County or board governed special district:

Company Name	Subcontractor(s):	Principal and/or Agent(s):
None/Unknown	None/Unknown	None/Unknown
None/Unknown	None/Unknown	None/Unknown

8. Name of any known individuals/companies who are not listed in Questions 1-7, but who may (1) actively support or oppose the matter submitted to the Board and (2) have a financial interest in the outcome of the decision:

Company Name	Individual(s) Name
N/A	N/A
N/A	N/A

9. Was a campaign contribution, of more than \$250, made to any member of the San Bernardino County Board of Supervisors or other County elected officer within the prior 12 months, by any of the individuals or entities listed in Question Nos. 1-8?

No If no, please skip Question No. 10.

Yes If yes, please continue to complete this form.

10. Name of Board of Supervisor Member or other County elected officer: _____

Name of Contributor: N/A

Date(s) of Contribution(s): N/A

Amount(s): N/A

Please add an additional sheet(s) to identify additional Board Members or other County elected officers to whom anyone listed made campaign contributions.

By signing below, Contractor certifies that the statements made herein are true and correct. Contractor understands that the individuals and entities listed in Question Nos. 1-8 are prohibited from making campaign contributions of more than \$250 to any member of the Board of Supervisors or other County elected officer while this matter is pending and for 12 months after a final decision is made by the County.

Kristi L. McSherry
Kristi L. McSherry (Jan 18, 2024 10:12 PST)

Signature

Jan 18, 2024

Date

Kristi L. McSherry

Print Name

Ham's Electric, Inc.

Print Entity Name, if applicable