



Contract Number

22-427 A-1

SAP Number

4400019851

Probation Department

Department Contract Representative	Jennifer Villa
Telephone Number	(909)387-6126
Contractor	Mary's Mercy Center, Inc.
Contractor Representative	Dan Flores
Telephone Number	(909)889-2558
Contract Term	July 1, 2022 – June 30, 2027
Original Contract Amount	\$16,000,000 Aggregate
Amendment Amount	\$0
Total Contract Amount	\$16,000,000 Aggregate
Cost Center	4810001000

Amendment No. 1

IT IS HEREBY AGREED AS FOLLOWS:

Effective August 9, 2023, Contract No. 22-427 is hereby amended as follows:

1. **SECTION B. CONTRACTOR RESPONSIBILITIES**, Paragraph B.1.2 is hereby amended to read as follows:
 - B.1.2** Provide housing for adult males (ages 18 and older), adult pregnant females (ages 18 and older), and adult females (ages 18 and older) with child/children (12 and under). This includes offenders that have been diagnosed with mental health disorder and/or substance use disorder. Contractor cannot accept sex offenders, or offenders convicted of arson. Contractor can house Choosing Health Options to Instill Changes and Empowerment (CHOICE) offenders. The offenders housed in the facility will be under supervision for their last offense(s), which can include supervision under Pretrial, Probation, Mandatory Supervision and/or Post Release Community Supervision (PRCS) for a variety of felony offenses.

2. **SECTION C. GENERAL CONTRACT REQUIREMENTS**, Paragraph C.51 is hereby added to the Contract to read as follows:

C.51 Campaign Contribution Disclosure (SB 1439)

Contractor has disclosed to the County using Attachment B - 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 other 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.

3. **ATTACHMENTS**

Amend Attachments to revise, add, or replace as follows:

ATTACHMENT A, PRICING SHEET, is hereby replaced in its entirety with new Attachment A.

ATTACHMENT B, CAMPAIGN CONTRIBUTION DISCLOSURE, is hereby added to this Contract.

All other terms and conditions of Contract No. 22-427 remain unchanged and are incorporated herein by this reference.

IN WITNESS WHEREOF, the 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, Chair, Board of Supervisors

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

Lynna Monell
Clerk of the Board of Supervisors
of the San Bernardino County

By _____
Deputy

Mary's Mercy Center, Inc.

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

By ► _____
(Authorized signature - sign in blue ink)

Name _____ Dan Flores
(Print or type name of person signing contract)

Title _____ Executive Director
(Print or Type)

Dated: _____

Address _____ 641 N, Roberds Avenue
San Bernardino, CA 92411

FOR COUNTY USE ONLY

Approved as to Legal Form

►

Jolena Grider, Deputy County Counsel

Date _____

Reviewed for Contract Compliance

►

Date _____

Reviewed/Approved by Department

►

Tracy Reece, Chief Probation Officer

Date _____

ATTACHMENT A

PRICING SHEET

Type of Offender Housed	Cost
Male (18 and older)	\$100/day*
Pregnant Female (18 and older)	\$100/day*
Female (18 and older) and Child (12 and under)	\$120/day*
Additional Child (12 and under)	\$20/day*

*No dedicated beds.



ATTACHMENT B

Campaign Contribution Disclosure (SB 1439)

DEFINITIONS

Actively supporting the matter: (a) Communicate directly, either in person or in writing, with a member of the Board of Supervisors or other County elected officer [Sheriff, Assessor-Recorder-Clerk, District Attorney, Auditor-Controller/Treasurer/Tax Collector] with 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; 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 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: _____

2. Name of Principal (i.e., CEO/President) of Contractor, if the individual actively supports the matter and has a financial interest in the decision:

3. Name of agent of Contractor:

Company Name	Agent(s)

4. Name of any known lobbyist(s) who actively supports or opposes this matter:

Company Name	Contact

5. 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):

6. Is the entity listed in Question No.1 a nonprofit organization under Internal Revenue Code section 501(c)(3)?

Yes ☐

No ☐

7. Name of any known individuals/companies who are not listed in Questions 1-5, 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

8. 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 on or after January 1, 2023, by any of the individuals or entities listed in Question Nos. 1-7?

No ☐ If **no**, please skip Question No. 9 and sign and date this form.

Yes ☐ If **yes**, please continue to complete this form.

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

Name of Contributor: _____

Date(s) of Contribution(s): _____

Amount(s): _____

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

By signing the Contract, Contractor certifies that the statements made herein are true and correct. Contractor understands that the individuals and entities listed in Question Nos. 1-7 are prohibited from making campaign contributions of more than \$250 to any member of the Board of Supervisors or other County elected officer while award of this Contract is being considered and for 12 months after a final decision by the County.