



**Contract Number**

19-453 A-5

**SAP Number**

**Registrar of Voters**

<b>Department Contract Representative</b>	Stephenie Shea
<b>Telephone Number</b>	909-387-2100
<b>Contractor</b>	Dominion Voting Systems, Inc.
<b>Contractor Representative</b>	
<b>Telephone Number</b>	
<b>Contract Term</b>	July 9, 2019 through July 8, 2034
<b>Original Contract Amount</b>	\$32,525,666
<b>Amendment Amount</b>	\$268,885
<b>Total Contract Amount</b>	\$32,794,551
<b>Cost Center</b>	

**CONTRACT NO. 19-453  
AMENDMENT NO. 5**

**IT IS HEREBY AGREED AS FOLLOWS:**

**WHEREAS**, San Bernardino County (County) entered into Contract No. 19-453 (Contract), as approved by the Board of Supervisors (Board) on July 9, 2019 (Item No. 40), for the initial period of July 9, 2019 through July 8, 2034, for a contract amount of not to exceed \$31,939,045, whereby Dominion Voting Systems, Inc. (Contractor) will provide specified equipment and services to the Registrar of Voters; and

**WHEREAS**, on December 17, 2019 (Item No. 61), the Board approved Amendment No. 1 to the Contract, revising the deadline for the delivery of precinct ballot scanners to April 15, 2020 with no change to the total amount or term of the Contract; and

**WHEREAS**, on March 2, 2021 (Item No. 45), the Board approved Amendment No. 2 to the Contract, revising the delivery of the precinct ballot scanners due to supply chain delays as a result of the COVID-19 pandemic, formalizing the prior purchase of two additional high speed ballot scanners, and amending the payment schedule with no change to the total amount or term of the Contract; and

**WHEREAS**, on March 29, 2022 (Item No. 50), the Board approved Amendment No. 3 to the Contract, amending the 5-Year Buyback Schedule and agreeing to buyback 700 ImageCast Precinct Ballot Scanner Kits with no change to the total amount or term of the Contract; and

**WHEREAS**, on September 26, 2023 (Item No. 61), the Board approved Amendment No. 4 to the Contract to purchase additional programming services, central scanning equipment, and associated licensing and support services, increasing the contract amount by \$586,621, to an amount not to exceed \$32,525,666, with no change to the contract term; and

**WHEREAS**, a new upgrade to the voting system has been released; and

**WHEREAS**, the Secretary of State is requiring the current servers, the Election Management System (EMS), and adjudication workstations to be replaced before the voting system can be upgraded; and

**WHEREAS**, the County desires to amend the contract to purchase the required servers and workstations so that the voting system can be upgraded; and

**WHEREAS**, the County desires to add change order language to the contract to define the process and assist with additional work that legislative changes may require;

**NOW, THEREFORE**, in consideration of mutual covenants and conditions, the parties hereto agree to amend the Contract as follows:

1. The above listed recitals are incorporated into the Contract and the Parties represent that they are true and correct.
2. Amendment A is deleted and replaced to read as attached hereto.
3. Section J. FISCAL PROVISIONS, subparagraph J.1 is amended to read as follows:

**J.1** The maximum amount of payment under this Contract shall not exceed \$32,694,551. 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.

4. Section I. MUTUAL RESPONSIBILITIES, Subsection I.2., is added to read as follows:

**I.2. CHANGE ORDER PROCESS:**

Should a change order to the contract be necessary, CONTRACTOR shall provide a quote to County after the County and CONTRACTOR identify the additional work to be completed. As part of the change order process, CONTRACTOR shall describe the scope of work, estimated hours to complete the scope, and total estimated cost of the additional work. County shall provide approval in writing to the CONTRACTOR before CONTRACTOR commences work. The total amount for change orders shall not exceed \$100,000 during the term of the contract. The CONTRACTOR shall provide a report of time spent on the project under the change order process after completion of the project and County shall pay actual cost of the work performed.

5. All other terms and conditions of the contract remain in full force and effect.

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

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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  
San Bernardino County

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

Dominion Voting Systems, Inc.

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

By ► \_\_\_\_\_  
*(Authorized signature - sign in blue ink)*

Name \_\_\_\_\_  
*(Print or type name of person signing contract)*

Title \_\_\_\_\_  
*(Print or Type)*

Dated: \_\_\_\_\_

Address \_\_\_\_\_

**FOR COUNTY USE ONLY**

Approved as to Legal Form  
► \_\_\_\_\_  
Jolena Grider, Deputy County Counsel  
Date \_\_\_\_\_

Reviewed for Contract Compliance  
► \_\_\_\_\_  
Date \_\_\_\_\_

Reviewed/Approved by Department  
► \_\_\_\_\_  
Stephenie Shea, Registrar of Voters  
Date \_\_\_\_\_

Dominion Voting Systems, Inc. - Price List				ATTACHMENT A					
Election Management: Ballot Creation & Output Management	One-Time Costs*			Ongoing Costs - License*			Ongoing Costs* - Warranty (optional)		Ongoing Costs-Service & Support*
Description (Make/Model/Service and/or Reason)	# of Units	Cost per Unit	One time Subtotal	# of Units	Ongoing Costs	Ongoing Subtotal	Initial Warranty Period	Cost of Warranty (optional Annual)	Cost of Service & Support (Annual)
Software: Democracy Suite (complete system) 5.2	1	\$130,000.00	\$130,000.00	1	\$26,000.00	\$26,000.00		Included	Included
Software: Automated Test Deck Generation 5.2	1	\$ 39,000.00	\$ 39,000.00	1	\$ 7,800.00	\$ 7,800.00		Included	
Workstation(s): EMS Workstation	2	\$ 1,700.00	\$ 3,400.00		N/A	\$ -			
Printer(s): EMS Report Printer - LBP6230DW	2	\$ 125.00	\$ 250.00		N/A	\$ -			
EMS Standard Server Kit (R630/WS2012/SS2016)	3	\$ 17,000.00	\$ 51,000.00		N/A	\$ -			
Reformatting Station Kit	1	\$ 1,200.00	\$ 1,200.00		N/A	\$ -			
		<b>Sub-Total</b>	<b>\$224,850.00</b>		<b>Sub-Total</b>	<b>\$ 33,800.00</b>			
* Dominion will refresh computer hardware (server, workstations, reformatting station and printers) per county's request, one time during contract period at no additional cost to the county.									
Accessible Ballot Marking Device	One-Time Costs*			Ongoing Costs - License*			Ongoing Costs* - Warranty (optional)		Ongoing Costs-Service & Support*
Description (Make/Model/Service and/or Reason)	# of Units	Cost per Unit	Initial Cost Total	# of Units	Ongoing Costs	Ongoing Subtotal	Initial Warranty Period	Cost of Warranty (optional Annual)	Cost of Service & Support (Annual)
Accessible Ballot Marking Device: ImageCast X BMD 21" Classic KIT 5.2	1,200	\$ 3,175.00	\$3,810,000.00	1,200	\$ 150.00	\$180,000.00	1st year	\$186,000.00	Included
Accessible Booth: ICX Voting Booth	1,200	\$ 295.00	\$354,000.00			\$ -			
ATI Kit - ICS - USB	1,200	\$ 375.00	\$ 450,000.00			\$ -			
Printer(s)	1,200	INCLUDED	\$ -			\$ -			
Smart-UPS C 1500VA ICD 120v 1000W	96	\$ 555.00	\$ 53,280.00			\$ -			
Transport Bags: ICX Transport Bag kit	1,200	\$ 125.00	\$150,000.00			\$ -			
Removable Storage Devices: USB Flash Drive 8GB 3.0	100	\$ 16.60	\$ 1,660.00			\$ -			
		<b>Sub-Total</b>	<b>\$4,818,940.00</b>		<b>Sub-Total</b>	<b>\$180,000.00</b>	<b>Sub-Total</b>	<b>\$186,000.00</b>	

<b>Precinct Scanning</b>	<b>One-Time Costs*</b>			<b>Ongoing Costs - License*</b>			<b>Ongoing Costs* - Warranty (optional)</b>		<b>Ongoing Costs-Service &amp; Support*</b>
<b>Description (Make/Model/Service and/or Reason)</b>	<b># of Units</b>	<b>Cost per Unit</b>	<b>Initial Cost Total</b>	<b># of Units</b>	<b>Ongoing Costs</b>	<b>Ongoing Subtotal</b>	<b>Initial Warranty Period</b>	<b>Cost of Warranty (optional Annual)</b>	<b>Cost of Service &amp; Support (Annual)</b>
Precinct Scanner: <u>ImageCase Precinct 2 Tabulator</u>	1,200	\$5,900.00	\$7,080,000.00	1,200	\$ 228.00	\$273,600.00	1st Year	\$338,400.00	Included
Precinct Scanner: ImageCast Evolution KIT 5.10	-700	\$ 1,858.50	\$(1,300,950.00)	-700	\$ 228.00	\$(159,600.00)		\$(164,500.00)	
Security/Authentication Tokens: ICE iButton Technician Key (Yellow)	100	\$ 25.00	\$ 2,500.00			\$ -			
Removable Storage Devices 16GB	2,400	\$ 13.25	\$ 31,800.00			\$ -			
Ballot Boxes	1,200	INCLUDED	\$ -			\$ -			
		<b>Sub-Total</b>	<b>\$5,813,350.00</b>		<b>Sub-Total</b>	<b>\$114,000.00</b>	<b>Sub-Total</b>	<b>\$117,500.00</b>	
<b>Central Scanning</b>	<b>One-Time Costs*</b>			<b>Ongoing Costs - License*</b>			<b>Ongoing Costs* - Warranty (optional)</b>		<b>Ongoing Costs-Service &amp; Support*</b>
<b>Description (Make/Model/Service and/or Reason)</b>	<b># of Units</b>	<b>Cost per Unit</b>	<b>Initial Cost Total</b>	<b># of Units</b>	<b>Ongoing Costs</b>	<b>Ongoing Subtotal</b>	<b>Initial Warranty Period</b>	<b>Cost of Warranty (optional Annual)</b>	<b>Cost of Service &amp; Support (Annual)</b>
Scanners: ImageCast Central Kit (HiPro) 5.2	10	\$183,000	\$1,830,000	10	\$10,300.00	\$103,000.00	1st Year	\$ 85,000.00	Included
Workstations: Ability to scan 100,000 cards per 8 hr day		Included	\$ -			\$ -			
Software (if needed)		Included	\$ -			\$ -			
Security/Authentication Tokens		Included	\$ -			\$ -			
Scanners: ImageCast Central Kit G2140 (3460 XE) V2	6	\$ 27,500.00	\$ 165,000.00	6	\$ 2,575.00	\$ 15,450.00	6	\$ 9,000.00	
		<b>Sub-Total</b>	<b>\$1,995,000.00</b>		<b>Sub-Total</b>	<b>\$118,450.00</b>	<b>Sub-Total</b>	<b>\$ 94,000.00</b>	
<b>Central Tabulation</b>	<b>One-Time Costs*</b>			<b>Ongoing Costs - License*</b>			<b>Ongoing Costs* - Warranty (optional)</b>		<b>Ongoing Costs-Service &amp; Support*</b>
<b>Description (Make/Model/Service and/or Reason)</b>	<b># of Units</b>	<b>Cost per Unit</b>	<b>Initial Cost Total</b>	<b># of Units</b>	<b>Ongoing Costs</b>	<b>Ongoing Subtotal</b>	<b>Initial Warranty Period</b>	<b>Cost of Warranty (optional Annual)</b>	<b>Cost of Service &amp; Support (Annual)</b>
Workstations: EMS Client Workstation Kit	8	\$1,700.00	\$ 13,600.00		N/A	\$ -		N/A	Included
Software (if needed)		included	\$ -			\$ -			
Security/Authentication Tokens		Included	\$ -			\$ -			

		<b>Sub-Total</b>	<b>\$ 13,600.00</b>		<b>Sub-Total</b>	<b>\$ -</b>	<b>Sub-Total</b>	<b>\$ -</b>	
<b>Ballot Adjudication</b>	<b>One-Time Costs*</b>			<b>Ongoing Costs - License*</b>			<b>Ongoing Costs* - Warranty (optional)</b>		<b>Ongoing Costs- Service &amp; Support*</b>
<b>Description (Make/Model/Service and/or Reason)</b>	<b># of Units</b>	<b>Cost per Unit</b>	<b>Initial Cost Total</b>	<b># of Units</b>	<b>Ongoing Costs</b>	<b>Ongoing Subtotal</b>	<b>Initial Warranty Period</b>	<b>Cost of Warranty (optional Annual)</b>	<b>Cost of Service &amp; Support (Annual)</b>
Software: ImageCast Adjudication 5.2	1	\$105,000	\$ 105,000.00	1	\$ 21,000.00	\$ 21,000.00		Included	Included
Workstations: EMS Adjudication Workstation Kit	8	\$1,700.00	\$ 13,600.00			\$ -			
Security/Authentication Tokens		Included	\$ -			\$ -			
		<b>Sub-Total</b>	<b>\$ 118,600.00</b>		<b>Sub-Total</b>	<b>\$ 21,000.00</b>	<b>Sub-Total</b>	<b>\$ -</b>	
<b>Implementation (Project Management &amp; Initial Training)</b>	<b>One-Time Costs*</b>								
<b>Description (Make/Model/Service and/or Reason)</b>	<b># of Units</b>	<b>Cost per Unit</b>	<b>Initial Cost Total</b>						
Project implementation (# of days)	45	Included	\$ -						
		<b>Sub-Total</b>	<b>\$ -</b>						
<b>Outreach</b>	<b>One-Time Costs*</b>								
<b>Description (Make/Model/Service and/or Reason)</b>	<b># of Units</b>	<b>Cost per Unit</b>	<b>Initial Cost Total</b>						
Materials:		Included	\$ -						
Support:	10 Days	Included	\$ -						
		<b>Sub-Total</b>	<b>\$ -</b>						
<b>Election Training &amp; Support</b>	<b>One-Time Costs*</b>			<b>Ongoing Costs - License*</b>					
<b>Description (Make/Model/Service and/or Reason)</b>	<b># of Units</b>	<b>Cost per Unit</b>	<b>Initial Cost Total</b>	<b># of units</b>	<b>Ongoing Costs</b>	<b>Ongoing Subtotal</b>			
Materials:		Included	\$ -			\$ -			
On-site Services - Non Election	1	\$ 2,200.00	\$ 2,200.00	20	\$ 2,200.00	\$ 44,000.00			
Training	1	\$ 2,200.00	\$ 2,200.00	2	\$ 2,200.00	\$ 4,400.00			
Onsite 2020 Presidential Election Preparation and Training (30 non-consecutive days ea. Primary and General)	65	\$1,500.00	\$ 97,500.00			\$ -			
			\$ -			\$ -			
Ongoing Election Support - Onsite (# of days) anytime				20	\$ 1,500.00	\$30,000.00			

Text Aloud				1	\$5,500.00	\$5,500.00	Yearly		
Training Database Programming (Non-Partisan/Partisan)				1	\$4,500.00	\$4,500.00	Every 4 years		
Change Order Process			\$	Hourly	\$283.00	\$100,000.00		NTE \$100,000	
<b>*Dominion will provide 5 days of training per year, at no additional cost to the county, through the term of the contract.</b>			\$ -			\$ -			
		<b>Sub-Total</b>	<b>\$ 101,900.00</b>		<b>Sub-Total</b>	<b>\$ 188,400.00</b>			
		<b>Purchase Sub-total</b>	<b>\$13,086,240.00</b>		<b>Annual Ongoing Sub-Total</b>	<b>\$655,650.00</b>	<b>Extended Warranty (optional) Annual Sub-total</b>	<b>\$397,500.00</b>	
		<b>Discount</b>	<b>\$(2,485,484.70)</b>		<b>Discount</b>	<b>\$(129,104)</b>	<b>Discount</b>	<b>\$(110,600)</b>	
		<b>Trade Allowance</b>	<b>\$ (196,800.00)</b>						
		<b>One-time Purchase</b>	<b>\$10,403,591.30</b>		<b>Annual Cost</b>	<b>\$526,546.00</b>	<b>Annual Cost</b>	<b>\$286,900.00</b>	
<b>5 Year buyback Schedule for Precinct Equipment</b>									
Dominion will provide a buyback that will be a credit towards equipment and services.									
<b>Year 1: 75%, Year 2: 50%, Year 3: 25%, Year 4 25%, Year 5: 25%</b>									
<b>5 Year swap-out Options on Precinct Equipment</b>									
Dominion' swap out proposal is based on the same numbers at the Buyback. If chosen, Dominion is willing to further negotiate terms.									
<b>November 2019 Election, Dominion will provide:</b>									
All Election Management components needed for Ballot creation and Output Management									
60 - ICX BMD Kits and ancillary components									
2 - ImageCast Central Kit (HiPro) 5.2									
2 - Central Tabulation Workstations									
Adjudication Software									
2 - Adjudication workstations									
20 - Additional Onsite Election preparation and Training days (above training included in the Project Implementation Plan)									
<b>*Costs does not include taxes</b>									