



Contract Number

22-296 A2

SAP Number

Board of Supervisors

Department Contract Representative	<u>Stephanie Maldonado</u>
Telephone Number	<u>909-387-4378</u>
Contractor	<u>City of Chino Hills</u>
Contractor Representative	<u>Benjamin Montgomery</u>
Telephone Number	<u>909-364-2610</u>
Contract Term	<u>4/26/22-12/31/24</u>
Original Contract Amount	<u>Not-to-Exceed \$700,000</u>
Amendment Amount	<u>(\$500,000)</u>
Total Contract Amount	<u>Not-to-Exceed \$200,000</u>
Cost Center	<u>1024001000</u>

IT IS HEREBY AGREED AS FOLLOWS:

WHEREAS, it is the policy of the Board of Supervisors (Board) to work with community partners through services provided by San Bernardino County (County) and contractual agreements to identify programs, projects, and initiatives, that support the mission of the County, and to provide services to citizens that promote health, safety, economic well-being, education, recreation, and other public services that enhance quality of life, and meet the needs of the County's citizens; and

WHEREAS, under Government Code sections 26224 and 26227 the Board may contract with certain entities to provide certain services to County residents; and,

WHEREAS, on April 26, 2022 (Item No. 27), the Board approved Contract No. 22-296 with the City of Chino Hills (City or Contractor) to purchase equipment to support recreation and educational needs. \$500,000 for a public splash pad/restroom amenity in the City of Chino Hills; \$100,000 for a mobile performing art stage (Show Wagon); and \$100,000 for a mobile recreation vehicle for a total of \$700,000 for the period April 26, 2022, through December 31, 2023; and

WHEREAS, on November 17, 2023, the County Chief Executive Office approved Amendment No. 1 to Contract No. 22-296 to authorize the Contractor's request to extend the Contract term by an additional 12 months from the current termination date of December 31, 2023 to a new termination date of December 31, 2024, to allow for the completion of services, with no change in the not-to-exceed amount of \$700,000; and

WHEREAS, the Contractor has identified Pinehurst Park located at 5800 Park Drive in the City as the ideal location for the splash pad/restroom amenity as it is in the southern portion of Chino Hills and most recreational amenities are in the central or northern part of the City, and

WHEREAS, the County and Contractor desire to reallocate a portion of the funds previously awarded for Contract No. 22-296 in the not-to-exceed amount of \$500,000 to Contract No. 24-474 to provide contractor with additional time to complete the purchase and installation of a public splash pad/restroom amenity at Pinehurst Park; and

WHEREAS, the Fourth District Supervisor has approved the reallocation of a portion of the funds previously awarded for Contract No. 22-296 in the not-to-exceed amount of \$500,000 to Contract No. 24-474; and

OPERATIVE PROVISIONS OF AMENDMENT NO. 2

NOW, THEREFORE, the County and Contractor mutually agree as follows:

Effective June 25, 2024, Contract No. 22-296 is hereby amended as follows:

1. Replace Section A of the Contract in its entirety with the following:

A. PURPOSE OF CONTRACT

This Contract is made for the purpose of providing funding for the execution and purchase of equipment related to two projects. \$100,000 for a mobile performing art stage (Show Wagon) and \$100,000 for a mobile recreation vehicle. All programs are aimed at meeting the public health, social and educational needs of the residents of the Fourth District and surrounding communities.

2. Replace provision B.1 of the Contract in its entirety with the following:

B. CONTRACTOR RESPONSIBILITIES AND SCOPE OF SERVICES

B.1 Funding arising out of this Contract will be used for a Scope of Services to provide financial support to Contractor for the following:

1. The purchase of a new mobile show wagon that provides ADA access and features technology that supports safe shows.
2. Replacement of a mobile recreation vehicle that allows for after-school programs at scheduled locations.

3. Replace provision F.1 of the Contract in its entirety with the following:

F. FISCAL PROVISIONS

F.1 The maximum amount of payment under this Contract shall not exceed \$200,000 and shall be subject to availability of other funds to the County. 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. This Amendment No. 2 to Contract No. 22-296 (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.

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5. All other terms and conditions of the Contract and amendments shall remain in full force and effect as written.

SAN BERNARDINO COUNTY
▶ Dawn Rowe

Dawn Rowe, Chair, Board of Supervisors

JUN 25 2024

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

By: Lynna Mopell
Lynna Mopell
Clerk of the Board of Supervisors
of the San Bernardino County
Deputy



CITY OF CHINO HILLS
(Print or type name of corporation, company, contractor, etc.)

By ▶ Ben Montgomery
(Authorized signature - sign in blue ink)

Name Benjamin Montgomery
(Print or type name of person signing contract)

Title City Manager
(Print or Type)

Dated: 6/21/2024

Address 14000 City Center Drive
Chino Hills, CA 91709

Attest: Cheryl Balz
Cheryl Balz, City Clerk

Dated: 6/21/2024

FOR COUNTY USE ONLY

Approved as to Legal Form
▶ Julie Surber
Julie Surber, Principal Assistant County Counsel
Date 6/21/24

Reviewed for Contract Compliance
▶ _____
Date _____

Reviewed/Approved by Department
▶ _____
Date _____