

Contract Number
24-194 A-1

SAP Number

County Service Areas and Their Zones, Big Bear Valley Recreation and Park District, and Bloomington Recreation and Park District

Department Contract Representative	Noel Mondragon
Telephone Number	<u>(909) 386-8834</u>
Contractor	PBK Architects California, Inc.
Contractor Representative	Jacob Galles
Telephone Number	<u>(210) 829-0123</u>
Contract Term	March 12, 2024 - March 12, 2029
Original Contract Amount	\$1,000,000
Amendment Amount	0
Total Contract Amount	\$1,000,000
Cost Center	
Grant Number (if applicable)	N/A

IT IS HEREBY AGREED AS FOLLOWS:

Amendment No. 1 to Contract No. 24-192

WHEREAS, on March 12, 2024 (Item No. 53), the Board of Directors (Board) approved Contract No. 24-192 with Wolff, Lang, Christopher Architects (WLC) dba PBK Architects dba Edgeland Group to provide on-call professional landscape architectural services; and

WHEREAS, the Consultant has since undergone a corporate restructuring that resulted in a change to its legal operating entity name; and

WHEREAS, the Districts and Consultant desire to amend Contract No. 24-192 to update the Consultant's legal entity name to PBK Architects California, Inc., and to incorporate additional standard general contract requirements, with no other changes to the contract amount, term, duration, or scope;

NOW, THEREFORE, Contract No. 24-192 by and between Board Governed Service Areas and their Zones, Big Bear Valley Recreation and Park District, and Bloomington Recreation and Park District, special districts within San Bernardino County (collectively herein referred to as the "Districts") and PBK Architects California, Inc. (the "Consultant"), for on-call professional landscape architectural services, which contract first became effective March 12, 2024, is hereby amended as follows:

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1. Consultant Entity Name Change.

The original Consultant, Wolff, Lang, Christopher Architects (WLC) dba PBK Architects dba Edgeland Group, has changed its legal name to PBK Architects California, Inc. As a result of this corporate restructuring, all rights, title, interests, obligations, responsibilities, and duties of the original Consultant under Contract No. 24-188 are hereby assigned to and assumed by PBK Architects California, Inc. All references in the Contract to "Wolff, Lang, Christopher Architects (WLC) dba PBK Architects dba Edgeland Group" shall be replaced with "PBK Architects California, Inc."

2. Additional Provisions added to SECTION C. GENERAL CONTRACT REQUIREMENTS.

The following General Contract Requirements are added to Section C and shall read as follows:

C.52 Levine Act - Campaign Contribution Disclosure (formerly referred to as Senate Bill 1439)

Contractor has disclosed to the County using Attachment E – Levine Act - Campaign Contribution Disclosure (formerly referred to as Senate Bill 1439), whether it has made any campaign contributions of more than \$500 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 \$500 to any member of the Board of Supervisors or other County elected officer for 12 months after the County's consideration of the Contract.

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. All other terms and conditions of Contract No. 24-188 remain in full force and effect.
4. This Amendment No. 1 shall take effect on the date it is last signed by both parties.
5. 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 Contract. 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.

[Signatures on Next Page]

IN WITNESS WHEREOF, the Districts and the Consultant have each caused this Contract Amendment to be subscribed by its respective duly authorized officers, on its behalf.

**BOARD GOVERNED COUNTY SERVICES AREAS
AND ZONES**

Dawn Rowe, Chair

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

By: _____
Deputy

**BIG BEAR VALLEY RECREATION AND PARK
DISTRICT**

Dawn Rowe, Chair, Board of Directors

Dated: _____

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

Lynna Monell, Secretary

By: _____
Deputy

**BLOOMINGTON RECREATION AND PARK
DISTRICT**

►
Dawn Rowe, Chair, Board of Directors

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

Lynna Monell, Secretary

By _____
Deputy

PBK Architects California, Inc.

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

By ►
Name _____
(Authorized signature - sign in blue ink)
Jacob Galles
(Print or type name of person signing contract)
Title President
(Print or Type)

Dated: _____

Address _____

FOR COUNTY USE ONLY

Approved as to Legal Form

►
Aaron Gest, Deputy County Counsel

Date _____

Reviewed for Contract Compliance

►
Noel Mondragon, Division Manager

Date _____

Reviewed/Approved by Department

►
David R. Doublet, Assistant Director

Date _____



ATTACHMENT E

Levine Act –

Campaign Contribution Disclosure

(formerly referred to as Senate Bill 1439)

The following is a list of items that are not covered by the Levine Act. A Campaign Contribution Disclosure Form will not be required for the following:

- Contracts that are competitively bid and awarded as required by law or County policy
- Contracts with labor unions regarding employee salaries and benefits
- Personal employment contracts
- Contracts under \$50,000
- Contracts where no party receives financial compensation
- Contracts between two or more public agencies
- The review or renewal of development agreements unless there is a material modification or amendment to the agreement
- The review or renewal of competitively bid contracts unless there is a material modification or amendment to the agreement that is worth more than 10% of the value of the contract or \$50,000, whichever is less
- Any modification or amendment to a matter listed above, except for competitively bid contracts.

DEFINITIONS

Actively supporting or opposing 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-subsidiary 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. Is the entity listed in Question No.1 a nonprofit 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: _____
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):

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

Company Name	Relationship

6. Name of agent(s) of Contractor:

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

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):

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

9. Was a campaign contribution, of more than \$500, made to any member of the San Bernardino County Board of Supervisors or other County elected officer involved with this Contract within the prior 12 months, by any of the individuals or entities listed in Question Nos. 1-8?

No

Yes If **yes**, please provide the contribution information in Question 11.

10. Has an agent of Contractor made a campaign contribution of any amount to any member of the San Bernardino County Board of Supervisors or other elected officer involved with this Contract while award of this Contract is being considered?

No

Yes If **yes**, please provide the contribution information in Question 11.

11. 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 or other County elected officers to whom anyone listed made campaign contributions.

By signing the Contract, Contractor certifies that the statements made herein are true and correct. Contractor acknowledges that agents are prohibited from making any campaign contributions, regardless of amount, to any member of the Board of Supervisors or other County elected officer involved with this Contract, while award of this Contract is being considered and for 12 months after a final decision by the County. Contractor understands that the other individuals and entities (excluding agents) listed in Question Nos. 1-8 are prohibited from making campaign contributions of more than \$500 to any member of the Board of Supervisors or other County elected officer involved with this Contract, while award of this Contract is being considered and for 12 months after a final decision by the County.