

Contract Number
24-695 A-1

SAP Number

Board Governed County Service Areas

Department Contract Representative Vladimir Reyes
Telephone Number (909) 386-8846

Contractor KNC Construction Inc.
Contractor Representative Malia Caminiti
Telephone Number (760) 552-4449
Contract Term NTP + 280 Days
Amendment No.1 Contract Term NTP + 280 Days
Original Contract Amount \$333,928
Amendment Amount \$33,392
Total Contract Amount \$367,320
Cost Center 2450001464
Grant Number (if applicable) N/A

IT IS HEREBY AGREED AS FOLLOWS:

**AMENDMENT NO. 1
CONTRACT NO. 24-695**

WHEREAS, on August 6, 2024, the San Bernardino County Board of Supervisors (Board) approved Contract No. 24-695 (Contract) between Board Governed County Service Area 70 M Wonder Valley ("District") and KNC Construction, Inc. (Contractor), to perform the construction services for the CSA 70 M Wonder Valley Community Center Upgrade Project (Project); and

WHEREAS, since the bidding of the Project, the Project has identified the need for a supplemental work force account and adding cost to the Project's Contract; and

WHEREAS, Contractor has reviewed the proposed additional construction services and work requested by District to be performed and Contractor agrees to perform the additional construction services and work for the additional compensation and time as set forth below;

NOW, THEREFORE, in consideration of the terms, covenants, promises, representations, and conditions contained herein, and for other good and valuable consideration, the receipt, sufficiency, and adequacy of which are hereby acknowledged by each of the Parties, the Parties and each of them, hereby represent and agree the Contract is hereby amended as follows:

1. The Recitals set forth above are true and correct and incorporated herein by this reference.
2. DELETE Contract Section 4.1.1 “Total Compensation” and REPLACE it with a new Section 4.1.1, which shall now read as follows:

4.1.1 Total Compensation. District shall pay the Contractor, and Contractor agrees to accept, in current funds for the Contractor’s complete performance of the Work in accordance with the Contract Documents the Contract Sum of:

| | |
|--|---------------------------------|
| TOTAL BASE BID (Items 1-12)..... | <u>\$ 251,518.00</u> |
| ADDITIVE TOTAL BASE BID No.2 (Items 1-3)..... | <u>\$ 82,410.00</u> |
| TOTAL: BASE BID + ADDITIVE BID No. 2..... | <u>\$ 333,928.00</u> |

Amendment No. 1 dated November 19, 2024, as follows:

1. SUPPLEMENTAL WORK FORCE ACCOUNT (UNFORESEEN SUBGRADE/BUILDING AND SITE HAZARDOUS MATERIAL AND STABLIZATION REQUIREMENTS)...**\$ 33,928.00**

TOTAL AMENDED CONTRACT SUM \$ 367,320.00

3. DELETE Contract Section 1.2.6 “Special Conditions” and REPLACE it with a new Section 1.2.6 “Special Conditions (Amendment No. 1)” attached hereto as Exhibit A.
4. The compensation (time and cost) set forth in this Amendment shall constitute the total compensation due the Contractor for the work or change defined in the Amendment, including impact on unchanged work. By signing the Amendment, the Contractor acknowledges and agrees that the stipulated compensation includes payment for all work contained in the Amendment, plus all payment for the interruption of schedules, extended overhead costs, delay and all impact, ripple effect or cumulative impact on all other work under the Agreement. Contractor agrees the time extension granted in this Amendment, if any, constitutes complete compensation for all claims of delay through the date of this Amendment, whether listed above or not, and Contractor hereby waives and releases all claims for additional compensation and time extensions arising out of the above listed items and any other claims of delay, disruption or other impacts, known or unknown, including extended field or home office overhead, ripple effect or cumulative impact on all other work within the Scope of the Contract, arising through the date of this Amendment. The signing of the Amendment shall indicate that this Amendment constitutes full mutual accord and satisfaction for the change and that the time and/or cost under the Amendment constitutes the total equitable adjustment to which the Contractor is entitled as a result of the change.
5. All other terms and conditions of the amended Contract shall remain unchanged.
6. 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.

IN WITNESS WHEREOF, the District and Contractor have caused this Amendment to be executed by their respective authorized officers.

COUNTY SERVICE AREA 70 M WONDER VALLEY

►

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

KNC Construction, Inc.

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

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

Name Malia Caminiti
(Print or type name of person signing contract)

Title President
(Print or Type)

Dated: _____

Address 12277 Apple Valley Road #144
Apple Valley, CA 92308

FOR COUNTY USE ONLY

Approved as to Legal Form
►

Sophie A. Curtis, Deputy County Counsel
Date _____

Reviewed for Contract Compliance
►

Noel Mondragon, Division Manager
Date _____

Reviewed/Approved by Department
►

David Doublet, Assistant Director
Date _____