



Contract Number

21-978 A-3

SAP Number

Registrar of Voters

Department Contract Representative
Telephone Number

Stephenie Shea
909-387-2100

Contractor
Contractor Representative
Telephone Number
Contract Term
Original Contract Amount
Amendment Amount
Total Contract Amount
Cost Center

Toppan Merrill, LLC
Leslie Harwood
714-690-2294
1/1/2022 through 12/31/2027
\$18,215,000
\$565,000
\$18,780,000
6800001000

AMENDMENT NO. 3 TO AGREEMENT FOR VOTER INFORMATION GUIDE AND SAMPLE BALLOT PRINTING AND MAILING SERVICES

IT IS HEREBY AGREED AS FOLLOWS:

The following is Amendment No. 3 to the Agreement between San Bernardino County (County) and Toppan Merrill, LLC (Contractor) for Voter Information Guide and Sample Ballot Printing and Mailing Services.

WHEREAS, on December 7, 2021 (Item No. 59), the Board of Supervisors (Board) approved Contract No. 21-978 with Toppan Merrill, LLC (Contractor), to provide voter information guide and sample ballot printing and mailing services, for the period of January 1, 2022 through December 31, 2026, for a contract amount of not to exceed \$17,000,000; and

WHEREAS, on July 12, 2022 (Item No. 37), the Board approved Amendment No. 1 to Contract No. 21-978 increasing the total contract amount by 5%, (\$850,000), from \$17,000,000 to an amount not-to-exceed \$17,850,000 to offset increased materials and labor cost increases with no change to the original contract term; and

WHEREAS, on August 22, 2023 (Item No. 73), the Board approved Amendment No. 2 to Contract No. 21-978, revising the contract language to include vendor duties related to data management, and increasing the total

contract amount by \$365,000, from \$17,850,000 to an amount not-to-exceed \$18,215,000 to meet increased material and labor costs; and

WHEREAS, the Contract is set to expire on an election year; and

WHEREAS, the County would like to extend the current Contract with Contractor through December 31, 2027, to allow for adequate time to conduct a Request for Proposal and find a vendor to print the Voter Information Guides and Sample Ballots; and

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

1. The above listed recitals are incorporated into the Contract and the Parties represent that they are true and correct.
2. Section D., TERM OF CONTRACT is amended, to read:

This Contract is effective as of January 1, 2022 and expires December 31, 2027 but may be terminated earlier in accordance with the provisions of this Contract.

3. Section F., FISCAL PROVISIONS, Subsection F.1, is amended to read in its entirety as follows:

F. FISCAL PROVISIONS

F.1 The maximum amount of payment under this Contract shall not exceed \$18,780,000 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. 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.

//
//
//
//
//
//
//
//
//
//

SAN BERNARDINO COUNTY

► Dawn Rowe

Dawn Rowe, Chair, Board of Supervisors

Dated: JUL 23 2024

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

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

By



Deputy

Toppan Merrill, LLC

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

By

► Leslie Harwood
(Authorized signature - sign in blue ink)

Name

Leslie Harwood
(Print or type name of person signing contract)

Title

Election Sales Manager
(Print or Type)

Dated:

June 12, 2024

Address

1600 N. Kramer Blvd.

Anaheim, CA 928-6

FOR COUNTY USE ONLY

Approved as to Legal Form

► Jolena Grider
Jolena Grider, Deputy County Counsel
Date 6/13/24

Reviewed for Contract Compliance

►

Date

Reviewed/Approved by Department

► Stephenie Shea

Stephenie Shea, Registrar of Voters

Date

7/3/24