



**Contract Number**

22-749 A-1

**SAP Number**

**Public Works**

<b>Department Contract Representative</b>	Jeremy Johnson, P.E., Engineering Manager
<b>Telephone Number</b>	(909) 387-8165
<b>Project</b>	Auto Club Speedway Project San Bernardino Ave
<b>Contractor</b>	Speedway SBC Development, LLC
<b>Contractor Representative</b>	Josh Cox
<b>Telephone Number</b>	(909) 380-7156
<b>Contract Term</b>	Expiration December 30, 2027
<b>Original Contract Amount</b>	\$62,000
<b>Amendment Amount</b>	\$0
<b>Total Contract Amount</b>	\$62,000
<b>Cost Center</b>	6650002000 H15191
<b>Grant Number (if applicable)</b>	N/A

**IT IS HEREBY AGREED AS FOLLOWS:**

**AMENDMENT NO. 1**

**Recitals**

WHEREAS, San Bernardino County (COUNTY) and the Speedway SBC Development, LLC (DEVELOPER) (COUNTY and DEVELOPER are also each referred to herein as "Party, and collectively as "Parties"), previously entered County Contract No. 22-749 (hereinafter referred to as "Agreement"), wherein the Parties agreed to authorized Union Pacific Railroad Company (UPRR) to perform Preliminary Engineering (PE) services for the At-Grade Railroad Crossing on San Bernardino, between Commerce Drive and Cherry Avenue, in the unincorporated area of Fontana (PROJECT); and,

WHEREAS, upon further evaluation of the subject area, DEVELOPER determined that modification is required at the UPRR crossing and Napa Street a COUNTY maintained road, as described on the attached Exhibit A-1; and,

WHEREAS, the Parties desire to amend the Agreement to include Napa Street, between Commerce Drive and Cherry Avenue, as part of the PE services and to reflect this update on the new Exhibit A-1.

NOW, THEREFORE, in consideration of the mutual covenants and conditions provided herein, the Parties hereto agree the Agreement, County Contract No. 22-749, is amended as follows:

1. DELETE all references in the Agreement to Exhibit A and REPLACE with Exhibit A-1, attached to this Amendment and incorporated into County Contract No. 22-749 by this reference.
2. The recitals of this Amendment No. 1 are incorporated into the Agreement with this reference.
3. Except as amended by Amendment No. 1, all other terms and conditions of County Contract No. 22-749 shall remain the same.
4. This Amendment No. 1 may be signed by counterparts, each of which shall constitute an original. The Parties shall be entitled to sign and transmit an electronic signature of the Agreement (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 Agreement upon request.
5. This Amendment No. 1 to the Agreement, County Contract No. 22-749, is effective on the date it is executed by both Parties and shall terminate pursuant to Paragraphs 3.6 and 3.7 of the Agreement or on December 30, 2027, whichever occurs first.

IN WITNESS WHEREOF, the Parties have executed this Amendment No. 1 by their authorized signatories below.

SIGNATURE ON THE FOLLOWING PAGE

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

SPEEDWAY SBC DEVELOPMENT, LLC  
a Delaware limited liability company

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

By ►

\_\_\_\_\_  
(Authorized signature - sign in blue ink)

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

Title Executive Vice President  
\_\_\_\_\_  
(Print or Type)

Dated: February 6, 2025

Address 901 Via Piemonte, Suite 175  
\_\_\_\_\_  
Ontario, CA 91764

**FOR COUNTY USE ONLY**

Approved as to Legal Form

►

\_\_\_\_\_  
Aaron Gest, Deputy County Counsel

Date \_\_\_\_\_

Reviewed for Contract Compliance

►

\_\_\_\_\_  
Andy Silao, P.E., Engineering Manager

Date \_\_\_\_\_

Reviewed/Approved by Department

►

\_\_\_\_\_  
Noel Castillo, Director

Date \_\_\_\_\_

**Exhibit A-1**

**Estimate of Project Costs  
For Speedway SBC Development, LLC and San Bernardino County**

**San Bernardino Avenue and Napa Street at UPRR Crossing**

Description	Total Cost	Developer Share	San Bernardino County Share
Preliminary Engineering – UPRR	\$50,000	\$50,000	\$0
Permits, Traffic, and other County staff costs	\$12,000	\$12,000	\$0
<b>Total</b>	<b>\$62,000</b>	<b>\$62,000</b>	<b>\$0</b>

**UPRR Project Location**

**Alhambra Subdivision**

DOT	Crossing Type	Milepost	Street Name
746972G	Public	527.223	San Bernardino Avenue
978415L	Private	526.267	Napa Street