

THE INFORMATION IN THIS BOX IS NOT A PART OF THE CONTRACT AND IS FOR COUNTY USE ONLY

Contract Number

75-831 A-4

SAP Number

County Administrative Office

Department Contract Representative	Luther Snoke, Chief Executive Officer
Telephone Number	909-387-4811
Contractor	San Bernardino Council of Governments (SBCOG) formerly known as San Bernardino Associated Governments (SANBAG)
Contractor Representative	Monique Arellano, Chief of Council of Governments and Equity Programs
Telephone Number	909-884-8276
Contract Term	March 1973 until terminated by Board Resolution prior to May 1 of any year.
Original Contract Amount	
Amendment Amount	
Total Contract Amount	
Cost Center	116-116-1000

Briefly describe the general nature of the contract: SBCOG consists of representatives from 24 cities and towns, and the County. It provides a forum for member agencies to exchange information and collaborate on regional issues. This collaboration helps member agencies to leverage resources to improve coordination and reduce duplicative efforts. For 2023-24, the dues were \$32,928 and for 2024-25, the dues will be \$351,028.

FOR COUNTY USE ONLY

Approved as to Legal Form

▶ *Julie Snoke*
County Counsel

Date 3/18/24

Reviewed for Contract Compliance

▶ _____

Date _____

Reviewed/Approved by Department

▶ _____

Date _____

**Amendment No. 4 to Agreement for the Joint Exercise of Powers Relative to the
San Bernardino Associated Governments**

This Amendment No. 4 to the Agreement for the Joint Exercise of Powers (“Agreement”) Relative to the San Bernardino Associated Governments is entered into by and between San Bernardino County, a political subdivision of the State of California; the City of Adelanto, a charter city; the Town of Apple Valley, a municipal corporation; the City of Barstow, a municipal corporation; the City of Big Bear Lake, a charter city; the City of Chino, a municipal corporation; the City of Chino Hills, a municipal corporation; the City of Colton, a municipal corporation; the City of Fontana, a municipal corporation; the City of Grand Terrace, a municipal corporation; the City of Hesperia, a municipal corporation; the City of Highland, a municipal corporation; the City of Loma Linda, a charter city; the City of Montclair, a municipal corporation; the City of Needles, a charter city; the City of Ontario, a municipal corporation; the City of Rancho Cucamonga, a municipal corporation; the City of Redlands, a municipal corporation; the City of Rialto, a municipal corporation; the City of San Bernardino, a charter city; the City of Twentynine Palms, a municipal corporation; the City of Upland, a municipal corporation; the City of Victorville, a charter city; the City of Yucaipa, municipal corporation; and the Town of Yucca Valley, a municipal corporation.

RECITALS

1. WHEREAS, each party to the Agreement is a public agency and is authorized to enter into this Amendment No. 4;
2. WHEREAS, each party to the Agreement entered into and executed a Joint Powers Agreement creating an organization (San Bernardino Associated Governments) to explore and study countywide, subregional and regional problems and to effect improved intergovernmental cooperation; and
3. WHEREAS, the parties have previously amended the Agreement three times, the last time being in 1975; and
4. WHEREAS, the parties desire to amend the Agreement to rename the entity formed by the Agreement to be San Bernardino Council of Governments; and
5. WHEREAS, the Agreement’s funding mechanism is outdated, and as such, the parties desire to amend the Agreement to provide greater funding to the joint powers entity in a more equitable manner.

NOW, THEREFORE, the parties hereto agree as follows:

1. The joint powers entity formed by the Agreement shall be known as the San Bernardino Council of Governments (“SBCOG”). All instances of “San Bernardino Associated Governments” in the Agreement are replaced with “San Bernardino Council of Governments.” All instances of “SANBAG” are replaced with “SBCOG.” All instances of “the Association” or “the association” in reference to the joint powers entity are replaced with “the COG.”
2. The article titled “ASSESSMENTS” is removed and replaced in its entirety with the following:

“ASSESSMENTS

10. In reviewing the budget, the Board of Directors shall determine what assessments are necessary. Such assessments shall be calculated in accordance with SBCOG policy adopted

by the Board of Directors. The policy will identify a particular method or formula specifying how member agency dues shall be assessed, and will also allow for optional, subscription assessments that member agencies may opt in to on a voluntary basis, based on a Board-adopted budget or budget amendment and a subscription work program.

Each party shall be informed of its estimated assessment by April 1. After the final budget becomes effective, the Board of Directors shall determine the precise amount of the assessment, if any may be necessary, and the parties shall be so informed. Assessments shall be payable on or before August 1 for the fiscal year starting July 1.







In addition to the assessments referenced in the preceding paragraphs, advances from the public funds of the parties hereto may be made for the purposes set forth in this Agreement. When such advances are made, they shall be repaid from the first available funds.

The Board of Directors shall have the power to authorize utilization of personnel, equipment, or property of one or more of the parties to this Agreement in complete or partial satisfaction of such party's obligations to pay assessments or make advances.

All assessments or other monetary obligations hereunder shall be paid to the COG and shall be authorized for expenditure by a majority vote of the Board of Directors in connection with the adoption of the annual budget.”

3. This Amendment No. 4 shall become binding upon each party hereto upon that party's execution.

Signed and attested by the following:

Jurisdiction	Date
 <u>Gabriel Reyes (Apr 24, 2024 09:33 PDT)</u> City of Adelanto	<u>Apr 24, 2024</u>
Attest:  <u>Brenda Lopez (Apr 24, 2024 20:37 PDT)</u> City Clerk	<u>Apr 24, 2024</u>
 <u>Scott Nassif (Apr 18, 2024 09:40 PDT)</u> Town of Apple Valley	<u>Apr 18, 2024</u>
Attest:  Town Clerk	<u>Apr 18, 2024</u>
 <u>Dr. Paul Anthony Courtney (Apr 30, 2024 15:31 PDT)</u> City of Barstow	<u>Apr 30, 2024</u>
Attest:  <u>Andrea Flores (Apr 30, 2024 15:45 PDT)</u> City Clerk	<u>Apr 30, 2024</u>

Jurisdiction

Date

Perri Melnick
Perri Melnick (Apr 8, 2024 18:00 PDT)
City of Big Bear Lake

Apr 8, 2024

Attest: Erica Stephenson
Erica Stephenson (Apr 10, 2024 12:52 PDT)
City Clerk

Apr 10, 2024

Eunice M. Ulloa
Eunice M. Ulloa (Mar 19, 2024 17:26 PDT)
City of Chino

Mar 19, 2024

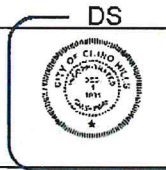
Attest: Natalie Gonzaga
City Clerk

Mar 19, 2024

DocuSigned by:
Cynthia Thorian
872C70078A824A8...
City of Chino Hills

5/9/2024

Attest: [Signature]
1044881BFA20430...
City Clerk



5/9/2024

Frank J. Navarro
Frank J. Navarro (Mar 6, 2024 15:04 PST)
City of Colton

Mar 6, 2024

Attest: Stephanie M. Vargas
Stephanie M. Vargas (Mar 11, 2024 09:50 PDT)
City Clerk

Mar 11, 2024

Acquanetta Warren
Acquanetta Warren (Apr 5, 2024 07:04 PDT)
City of Fontana

Apr 5, 2024

Attest: Germaine Key
Germaine Key (Apr 5, 2024 09:38 PDT)
City Clerk

Apr 5, 2024

Bill Hussey
Bill Hussey (Mar 15, 2024 08:26 PDT)
City of Grand Terrace

Mar 15, 2024

Attest: Debra Thomas
Debra Thomas (Mar 15, 2024 08:46 PDT)
City Clerk

Mar 15, 2024

Jurisdiction

Date

Larry Bird
Larry Bird (May 5, 2024 15:20 PDT)

May 5, 2024

City of Hesperia

Attest: *Melinda Sayre*
Melinda Sayre (May 6, 2024 09:08 PDT)

May 6, 2024

City Clerk

Penny Lilburn
Penny Lilburn (Apr 15, 2024 11:55 PDT)

Apr 15, 2024

City of Highland

Attest: *Alonda Munoz*
Alonda Munoz (Apr 15, 2024 11:57 PDT)

Apr 15, 2024

City Clerk

Paul Dupper
Paul Dupper (Mar 25, 2024 18:18 PDT)

Mar 25, 2024

City of Loma Linda

Attest: *Lynette Arreola*
Lynette Arreola (Apr 1, 2024 10:37 PDT)

Apr 1, 2024

City Clerk

Javier "John" Dutrey
Javier "John" Dutrey (Feb 14, 2024 12:56 PST)

Feb 14, 2024

City of Montclair

Attest: *Andrea M. Myrick*
Andrea M. Myrick (Feb 14, 2024 12:57 PST)

Feb 14, 2024

City Clerk

Janet Jernigan
Janet Jernigan (Mar 13, 2024 10:24 PDT)

Mar 13, 2024

City of Needles

Attest: *Dale Jones*

Mar 14, 2024

City Clerk

Paul s. Ron

Jan 25, 2024

City of Ontario

Attest: *Sheila L. Mautz*
Sheila L. Mautz (Jan 26, 2024 14:03 PST)

Jan 26, 2024

City Clerk

Jurisdiction	Date
<u>L. Dennis Michael</u> <small>L. Dennis Michael (Feb 6, 2024 13:54 PST)</small> City of Rancho Cucamonga	<u>Feb 6, 2024</u>
Attest: <u>Janice Reynolds</u> <small>Janice Reynolds (Feb 6, 2024 17:00 PST)</small> City Clerk	<u>Feb 6, 2024</u>
<u>Eddie Tejada</u> <small>Eddie Tejada (Feb 16, 2024 09:55 PST)</small> City of Redlands	<u>Feb 16, 2024</u>
Attest: <u>Jeanne Donaldson</u> <small>Jeanne Donaldson (Feb 16, 2024 16:05 PST)</small> City Clerk	<u>Feb 16, 2024</u>
<u>Deborah Robertson</u> <small>Deborah Robertson (Mar 4, 2024 20:16 PST)</small> City of Rialto	<u>Mar 4, 2024</u>
Attest: <u>Barbara A. McGee</u> <small>Barbara A. McGee (Mar 6, 2024 11:18 PST)</small> City Clerk	<u>Mar 6, 2024</u>
<u>Helen Tran</u> <small>Helen Tran (May 8, 2024 14:04 PDT)</small> City of San Bernardino	<u>May 8, 2024</u>
Attest: <u>Genoveva Rocha</u> <small>Genoveva Rocha (May 8, 2024 14:08 PDT)</small> City Clerk	<u>May 8, 2024</u>
<u>Steven Bilderain</u> <small>Steven Bilderain (Apr 23, 2024 17:49 PDT)</small> City of Twentynine Palms	<u>Apr 23, 2024</u>
Attest: <u>Cindy Villescas</u> <small>Cindy Villescas (Apr 23, 2024 17:53 PDT)</small> City Clerk	<u>Apr 23, 2024</u>
<u>Bill Velto</u> <small>Bill Velto (Mar 20, 2024 12:26 PDT)</small> City of Upland	<u>Mar 20, 2024</u>
Attest: <u>Keri Johnson</u> City Clerk	<u>Mar 25, 2024</u>

Jurisdiction

Date

Liz Becerra
Liz Becerra (Apr 15, 2024 14:59 PDT)
City of Victorville

Apr 15, 2024

Attest: Jennifer Thompson
Jennifer Thompson (Apr 15, 2024 14:59 PDT)
City Clerk

Apr 15, 2024

Justin Beaver
Justin Beaver (Feb 24, 2024 14:02 PST)
City of Yucaipa

Feb 24, 2024

Attest: [Signature]
City Clerk

Feb 26, 2024

Robert E LOMBARDO
Robert E LOMBARDO (Mar 19, 2024 10:01 PDT)
Town of Yucca Valley

Mar 19, 2024

Attest: Lesley COPELAND
Lesley COPELAND (Mar 19, 2024 10:04 PDT)
Town Clerk

Mar 19, 2024

Dawn M. Rowe
Dawn M. Rowe (Apr 18, 2024 10:01 PDT)
County of San Bernardino

Apr 18, 2024

Attest: Lynna Monell
Lynna Monell (Apr 18, 2024 10:05 PDT)
Clerk of the Board

Apr 18, 2024

Board Adopted: January 3, 2024

SBCOG General Assessment Dues & Potential Increase

Jurisdiction	Population 2022	Assessed Value Fiscal Year 2022/2023	Base Sales Tax + Property Tax Revenues (1)	Original Assessment (2)	2016 Assessment (3)	2022 Assessment (4)	Total Current Assessments (2)+(3)+(4)	New		Total Current Assessments + New Assessment (5)	New	
								Assessment 50% Population/ 50% Revenue	Total Current Assessments + New Assessment (6)		Assessment 50% Population/ 50% Revenue	Total Current Assessments + New Assessment (6)
Adelanto	36,357	\$3,011,709,510	8,290,201	\$1,856	\$5,337	\$8,000	\$15,193	\$5,254	20,447	\$10,379	\$25,572	
Apple Valley	75,628	\$7,557,490,866	25,206,081	\$4,166	\$5,337	\$8,000	\$17,503	\$11,818	29,321	\$23,345	\$40,848	
Barstow	25,202	\$1,724,738,920	19,590,846	\$1,200	\$5,337	\$8,000	\$14,537	\$5,187	19,724	\$10,247	\$24,784	
Big Bear Lake	5,041	\$4,416,276,035	18,299,262	\$1,204	\$5,337	\$8,000	\$14,541	\$2,643	17,184	\$5,221	\$19,762	
Chino	91,998	\$17,295,592,739	75,528,060	\$6,985	\$5,337	\$8,000	\$20,322	\$19,384	39,706	\$38,292	\$58,614	
Chino Hills	77,964	\$14,639,278,992	32,696,782	\$5,915	\$5,337	\$8,000	\$19,252	\$12,932	32,184	\$25,546	\$44,798	
Colton	53,617	\$5,016,940,896	31,398,593	\$2,873	\$5,337	\$8,000	\$16,210	\$9,889	26,099	\$19,534	\$35,744	
Fontana	212,809	\$27,019,267,552	108,183,439	\$13,084	\$5,337	\$8,000	\$26,421	\$37,413	63,834	\$73,906	\$100,327	
Grand Terrace	13,042	\$1,347,509,349	5,765,052	\$729	\$5,337	\$8,000	\$14,066	\$2,196	16,262	\$4,339	\$18,405	
Hesperia	100,324	\$8,075,905,550	23,814,083	\$5,065	\$5,337	\$8,000	\$18,402	\$14,603	33,005	\$28,847	\$47,249	
Highland	56,546	\$4,500,367,999	21,881,584	\$2,843	\$5,337	\$8,000	\$16,180	\$9,175	25,355	\$18,124	\$34,304	
Loma Linda	25,349	\$2,827,789,573	12,255,309	\$1,466	\$5,337	\$8,000	\$14,803	\$4,386	19,189	\$8,664	\$23,467	
Montclair	37,846	\$4,280,071,001	31,424,075	\$2,203	\$5,337	\$8,000	\$15,540	\$8,014	23,554	\$15,830	\$31,370	
Needles	4,876	\$495,248,695	8,921,710	\$270	\$5,337	\$8,000	\$13,607	\$1,576	15,183	\$3,114	\$16,721	
Ontario	179,516	\$36,223,657,090	243,176,826	\$14,216	\$5,337	\$8,000	\$27,553	\$48,517	76,070	\$95,842	\$123,395	
Rancho Cucamonga	174,476	\$32,965,855,079	87,561,737	\$13,287	\$5,337	\$8,000	\$26,624	\$30,547	57,171	\$60,344	\$86,968	
Redlands	72,585	\$12,032,086,055	66,216,730	\$5,129	\$5,337	\$8,000	\$18,466	\$16,033	34,499	\$31,673	\$50,139	
Rialto	103,954	\$13,115,586,958	111,985,260	\$6,372	\$5,337	\$8,000	\$19,709	\$24,877	44,586	\$49,142	\$68,851	
San Bernardino	220,840	\$19,097,789,522	129,701,848	\$11,462	\$5,337	\$8,000	\$24,799	\$40,771	65,570	\$80,540	\$105,339	
Twentynine Palms	27,685	\$1,137,526,790	10,674,796	\$1,139	\$5,337	\$8,000	\$14,476	\$4,488	18,964	\$8,865	\$23,341	
Upland	79,139	\$11,532,952,948	41,173,743	\$5,217	\$5,337	\$8,000	\$18,554	\$14,018	32,572	\$27,692	\$46,246	
Victorville	136,561	\$11,444,656,207	65,149,801	\$7,001	\$5,337	\$8,000	\$20,338	\$23,531	43,869	\$46,484	\$66,822	
Yucaipa	54,494	\$5,524,015,696	19,954,046	\$3,020	\$5,337	\$8,000	\$16,357	\$8,715	25,072	\$17,217	\$33,574	
Yucca Valley	21,813	\$2,270,934,302	11,976,891	\$1,223	\$5,337	\$8,000	\$14,560	\$3,934	18,494	\$7,771	\$22,331	
County	300,003	\$42,962,663,648	1,122,622,000	\$19,598	\$5,330	\$8,000	\$32,928	\$161,029	193,957	\$318,100	\$351,028	
	2,187,665	\$290,515,911,972	2,333,448,755	\$137,523	\$133,418	\$200,000	\$470,941	\$520,932	991,873	\$1,029,059	\$1,500,000	

NOTES:

- (1) Base sales tax (7.75%) and property tax amounts obtained from financial statements for FY 2022, except for Town of Apple Valley FY 2021 and City of Adelanto FY 2020. Additional local tax is deducted for Barstow, Montclair, Redia
- (2) Original assessment based on 50% population and 50% assessed value. Amounts are adjusted every fiscal year.
- (3) In FY2015/2016, the Board of Directors approved an additional \$133,418 every fiscal year for Council of Government (COG) activities.
- (4) In FY2021/2022, the Board of Directors approved additional monetary obligations for COG activities: \$86,675 for FY22-23, \$133,350 for FY23-24, \$200,000 for FY24-25 and escalation every fiscal year thereafter of the lower of CPI fi
- (5) \$991,873 total sum of current assessments plus the net amount of \$520,932 distributed based on 50% Population/50% Revenue.
- (5) \$1.5M total sum of current assessments plus the net amount of \$1,029,059 distributed based on 50% Population/50% Revenue.