



Contract Number

21-360 A-1

SAP Number

Public Works

Department Contract Representative	Arlene B. Chun, M.S., P.E., Engineering Manager
Telephone Number	<u>909.387.7876</u>
Contractor	<u>Lilburn Corporation</u>
Contractor Representative	<u>Cheryl Tubbs, Vice-President</u>
Telephone Number	<u>909.890.1818</u>
Contract Term	<u>May 31, 2021 to May 31, 2029</u>
Original Contract Amount	<u>\$250,000</u>
Amendment Amount	<u>0</u>
Total Contract Amount	<u>\$250,000</u>
Cost Center	<u>6650002000 (WinCAMS # H14839)</u>

IT IS HEREBY AGREED AS FOLLOWS:

AMENDMENT NO. 1

WHEREAS, on May 31, 2021, San Bernardino County, hereinafter referred to as "COUNTY" entered into Agreement No. 21-360 (Contract) with Lilburn Corporation, hereinafter referred to as "CONSULTANT" following a competitive process, to provide environmental services for proposed Essex Overhead Quarry Project; and,

WHEREAS, COUNTY desires to complete environmental compliance documents and regulatory and mining permitting for the Essex Overhead Quarry Project (Project); and

WHEREAS, the COUNTY desires to amend Agreement No. 21-360 to extend the term of the Contract through May 31, 2029, with no other changes to the Contract or Contract amount, to allow for continued environmental services leading to the receipt of federal and state regulatory permits for the project.

NOW THEREFORE, COUNTY and CONSUL TANT mutually agree to amend Agreement No. 21-360 as follows:

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- 1) DELETE Section D, "TERM OF CONTRACT," and REPLACE it with a revised Section D, which shall now read as follows:

D. TERM OF CONTRACT

This Contract is effective as of May 31, 2021, and expires May 31, 2029, but may be terminated earlier in accordance with provisions of this Contract.

- 2) DELETE paragraph E.1 in Section E, "COUNTY RESPONSIBILITIES," and REPLACE it with a revised paragraph E.1, which shall now read as follows:

E.1 Designate in writing a person or persons to act as representatives of the County with respect to the work to be performed under the Contract. The Contract Representative and Project Manager are listed below. The Contract Representative shall provide overall management and coordination of the Contract on the County's behalf. Any notices shall be provided to the County to the Contract Representative in writing. The Project Manager listed below will be the primary point of contact for management and coordination of services with the County.

COUNTY

Contract Representative:

**County of San Bernardino Department of Public Works
Attn: Arlene Chun, M.S., P.E., Engineering Manager
825 E. Third Street, Room 123
San Bernardino, California 92415-0835
Phone: (909) 387-8109
Fax: (909) 387-7876
e-mail: arlene.chun@dpw.sbcounty.gov**

Project Manager:

**County of San Bernardino Department of Public Works
Ayida Smith, Planner II
Environmental Management Division
825 East Third Street, Room 123
San Bernardino, California 92415-0835
Phone: (909) 387-8109
e-mail: Ayida.smith@dpw.sbcounty.gov**

- 3) All other terms and conditions of Agreement No. 21-360 shall remain in full force and effect.
- 4) This Amendment No. 1 shall take effect on the date it is approved 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 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.

[Signatures on following page]

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

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

Lilburn Corporation

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

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

Name Cheryl Tubbs
(Print or type name of person signing contract)

Title Vice-President
(Print or Type)

Dated: _____

Address 1905 Business Center Drive
San Bernardino, CA 92408

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, Public Works
Date _____