

Contract Number

18-354 A5

SAP Number

San Bernardino County Fire Protection District

Department Contract Representative	Dan Munsey
Telephone Number	387-5779
Contractor	Fontana Fire Protection District
Contractor Representative	Mark Denny
Telephone Number	909-350-7654
Contract Term	7/1/2018 to 6/30/2038
Original Contract Amount	\$32,935,607
Amendment Amount	\$33,014,437
Total Contract Amount	
Cost Center	

IT IS HEREBY AGREED AS FOLLOWS:

(Use space below and additional bond sheets. Set forth service to be rendered, amount to be paid, manner of payment, time for performance or completion, determination of satisfactory performance and cause for termination, other terms and conditions, and attach plans, specifications, and addenda, if any.)

Amendment No. 5 to Agreement No. 18-354

Pursuant to Section 3.B. of Agreement No. 18-354 (Agreement) between the Fontana Fire Protection District (DISTRICT) and the San Bernardino County Fire Protection District (SBCFPD), DISTRICT and SBCFPD agree that Section 3.A. is hereby amended as follows:

1. Section 3.A. is amended to read as follows:

3. Compensation:

A. For the services provided under this Agreement by SBCFPD to DISTRICT, on and after July 1, 2020, DISTRICT shall pay SBCFPD the sum of \$33,014,437 annually, subject to future annual adjustments as described in Section 3.B. SBCFPD shall invoice and DISTRICT shall pay SBCFPD on a monthly basis, billed proportionately, but not necessarily equally of the annual contract amount. Payments shall be due by the fifth day of each month. Payments received after sixty (60) days of due dates shall include interest on the outstanding balance. Interest shall be calculated at seven (7) percent simple interest following the 60th day. SBCFPD shall have the right to terminate this Agreement sooner than provided for in Section 12 if the DISTRICT does not make timely payments of its obligations hereunder to SBCFPD. An estimated cost breakdown of the lump sum annual amount for SBCFPD Fiscal Year 20/21 is shown in Exhibit "A," attached hereto and incorporated herein by this reference. SBCFPD and DISTRICT agree that any attached estimated cost breakdowns are for informational purposes only, as the contract is a lump sum agreement.

All other terms of Agreement 18-354 shall remain in full force and effect.

This Amendment No. 5 shall take effect on the date it is signed by both parties.

This Amendment No. 5 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.

San Bernardino County Fire Protection District

Fontana Fire Protection District
(Print or type name of corporation, company, contractor, etc.)

►

Curt Hagman, Chairman, Board of Directors

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

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

Name Mark Denny
(Print or type name of person signing contract)

Lynna Monell, Secretary

City Manager/Fire District Executive
Title Director
(Print or Type)

By _____
Deputy

Dated: _____

Address _____

FOR COUNTY USE ONLY

Approved as to Legal Form
►

Scott Runyan, Deputy County Counsel
Date _____

Reviewed for Contract Compliance
►

Date _____

Reviewed/Approved by Department
►

Dan Munsey, Fire Chief/Fire Warden
Date _____