



Contract Number
06-314 A-2

SAP Number
N/A; Non-Financial

Information Services Department

| | |
|---|---------------------------------------|
| Department Contract Representative | <u>Cody Barnes</u> |
| Telephone Number | <u>(909) 388-5524</u> |
| | |
| Contractor | <u>Nextel Operations, Inc.</u> |
| Contractor Representative | <u>Katrina Walbey</u> |
| Telephone Number | <u>(703) 592-8559</u> |
| Contract Term | <u>4/18/2006 – Project Completion</u> |
| Original Contract Amount | <u>\$1,099,953</u> |
| Amendment Amount | <u>-\$159,936</u> |
| Total Contract Amount | <u>\$943,017</u> |
| Cost Center | <u>WBSE 10.10.0009</u> |

Briefly describe the general nature of the contract:

Contract close out of the Planning Funding Agreement with Nextel Operations, Inc. (Nextel) for the planning phase of the rebanding process. Payment is made by Nextel to County.

FOR COUNTY USE ONLY

Approved as to Legal Form

▶ Bonnie O'Leary
County Counsel

Date 6-11-20

Reviewed for Contract Compliance

▶ _____

Date _____

Reviewed/Approved by Department

▶ _____

Date _____

County of San Bernardino, CA
 Planning Funding Agreement
 Closing

MUTUAL AGREEMENT CERTIFICATION

The County of San Bernardino, California, a political subdivision of the State of California (the "Incumbent"), and Nextel Operations, Inc., a wholly-owned indirect subsidiary of Sprint Corporation, a Delaware corporation ("Nextel") have entered into a Planning Funding Agreement dated May 23, 2006, as amended (the "Agreement") for Incumbent and Nextel's respective obligations regarding the planning for 800 MHz reconfiguration ("Reconfiguration") by Incumbent and the funding of Incumbent reasonable Reconfiguration planning costs by Nextel.

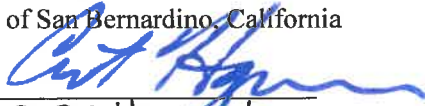

NOW, THEREFORE:

1. Incumbent and Nextel agree that the deliverables under the Statement of Work (as identified in Schedule B of the Agreement) to plan for the Reconfiguration (as identified in Schedule A) of the Agreement (the "Statement of Work") have been completed as stated therein.
2. Incumbent has requested payment from Nextel, pursuant to Incumbent's Planning Cost Estimate (as stated in Schedule C of the Agreement) or as changes thereto submitted pursuant to Section 5 of the Agreement, of the Actual Planning Costs (as that term is defined in the Agreement) Incumbent reasonably incurred or paid in connection with the planning for Reconfiguration [and that Incumbent believes that Nextel is obligated to pay under the Order].
3. Nextel and Incumbent agree to the following calculations in the table below related to the payments made by Nextel for the Actual Planning Costs, and agree to the amount and delivery of the remaining payment or refund as outlined below. Except as set forth below, Incumbent agrees that Nextel does not owe Incumbent any additional amounts under the Agreement.

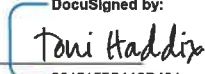
| | |
|--|----------------|
| Total Actual Planning Costs: | \$943,017.00 |
| Less: Advance Payment to Incumbent | (\$549,976.50) |
| Less: Vendor Payments (Motorola) | (\$195,000.00) |
| Remaining Payment Due to Incumbent (as of the date on the signed Reconciliation Statement): | \$123,238.80 |
| Remaining Payment Due to Vendor (as of the date on the signed Reconciliation Statement) (Shulman Rogers Gandal Pordy & Ecker, P.A.): | \$74,801.70 |

4. Incumbent has in all material respects complied with, satisfied or performed all obligations and conditions under the Agreement required to be complied with, satisfied or performed by Incumbent on or prior to the date set forth below.
5. Nextel has in all material respects complied with, satisfied or performed all obligations and conditions under the Agreement required to be complied with, satisfied or performed by Nextel on or prior to the date set forth below.

County of San Bernardino, CA
Planning Funding Agreement
Closing

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|--|---|
| INCUMBENT: County of San Bernardino, California By:  Name: <u>CURT HAGMAN</u> Title: <u>CHAIRMAN, BOARD OF SUPERVISORS</u> Date: <u>JUN 23 2020</u> | NEXTEL: Nextel Operations, Inc. <small>DocuSigned by:</small> By:  Name: <u>Patricia C. Tikkala</u> <small>2BE80B4088574A5</small> Title: Authorized Signatory Date: 6/11/2020 12:51 PM PDT |
|--|---|

Reviewed by Sprint Legal:

DocuSigned by:
By: 
Name: Toni Haddix 3845155C412D494...
Title: Counsel

County of San Bernardino, CA
Planning Funding Agreement
Closing



The Official Reconfiguration Manager

800 MHZ RECONFIGURATION

PLANNING FUNDING


COMPLETION CERTIFICATION

Incumbent Name: County of San Bernardino, California

Certification

Pursuant to the FCC's order mandating the 800 MHz band reconfiguration (the "Order"), the above-name incumbent licensee (the "Incumbent") hereby certifies to the Transition Administrator appointed pursuant to the Order as follows:

1. That all work required to plan and fund for the reconfiguration of Incumbent's facilities has been satisfactorily completed; and
2. That **Nextel Operations, Inc.** ("Nextel") and Incumbent have agreed to the sum paid by Nextel for such work.

Signature: 
 Print Name: CURT HAGMAN
 Title: CHAIRMAN, BOARD OF SUPERVISORS
 Phone Number: (909) 388-5563
 E-mail: TTRAGER@ISD.SBCOUNTY.GOV
 Date: JUN 23 2020

