AMENDMENT 3 BASIN TRANSIT CONTRACT NO. 20-01 – CBS-1 (Braun Lonestar Vans Extension 2)

THIS AMENDMENT is made and entered into on <u>February 7, 2025</u> between and among **MODEL 1 COMMERCIAL** VEHICLES (**CREATIVE BUS SALES**), **INC**., a California corporation, with its principal place of business located at 14740 Ramona Avenue, Chino, California 91710, ("SELLER"), and **BASINTRANSIT** (**Morongo Basin Transit Authority**).

RECITALS

WHEREAS, BASIN TRANSIT, by its Request for Proposals # 20-01, duly advertised for written proposals for the purchase of Paratransit Vehicles ("BUSES") on behalf of itself and the listed participating agencies by Basin Transit; and

WHEREAS the parties entered into an AGREEMENT, Basin Transit Contract No.20-01 on February 7, 2022; and amended this contract due to Force Majeure price increase request on August 12, 2022.

WHEREAS the AGREEMENT was for a two-year base period with three one-year options; and

WHEREAS the Basin Transit Board of Directors has provided authorization to exercise the ${\bf second}$ one-year option;

NOW THEREFORE BE IT RESOLVED incorporating the foregoing recitals herein, for and in consideration of the promises and of the mutual covenants and agreements herein contained, SELLER and BASIN TRANSIT thereby agree as follows:

- 1. Per Section SP-3, Period of Performance, the period of contract performance is extended to exercise the second one-year option. The new Period of Performance is extended through February 6, 2026.
- 2. Per Section SP-5.3, Vehicle and Optional Feature Pricing, the price of the vehicles and of the optional features for each option period shall be the unit price established in the <u>amended</u> Schedule adjusted by PPI 1413 on <u>August 12, 2022</u> for as stipulated in the Contract and amendment. For the second one-year period, the price increase is 10.8%. The new pricing is attached to this Amendment and shall become effective for orders placed on or after February 7, 2025.

3. During the amendment addressing Force Majeure conditions made on August 12, 2022. SELLLER agreed that any price changes in the future that are favorable to Basin Transit shall be identified in an amendment resulting in a lower price. SELLER has informed Basin Transit that a reduction of \$18,960 can be passed on to the agency reducing the price of the bus. Basin Transit accepts this and revises the price of the vehicle accordingly.

IN WITNESS WHEREOF, the Parties have executed this Amendment as of the date first above written.

Model 1 Commercial Vehicles, a corporation	MORONGO BASIN TRANSIT AUTHORITY
Nick Corley	Ju
Nick Corley, Transit Bid Manager	Joe Meer, Director of Purchasing