

**AMENDMENT NO. 1
TO THE AGREEMENT BETWEEN THE BIG BEAR AREA
REGIONAL WASTEWATER AGENCY, CITY OF BIG BEAR
LAKE, BIG BEAR CITY COMMUNITY SERVICES DISTRICT
AND ZONE B OF COUNTY SERVICE AREA 53 (FAWNSKIN),
PREVIOUSLY REFERRED TO AS IMPROVEMENT ZONE
"B" OF SAN BERNARDINO COUNTY SERVICE AREA 53,
REGARDING PAYMENT AND COLLECTION OF TOTAL
ANNUAL CHARGE AND STANDBY CHARGES**

1. PARTIES AND DATE:

1.1 Parties: This Amendment No. 1 ("Amendment No. 1") to the Payment and Collection Agreement ("Agreement") is entered into on this 12 day of February, 2016 by and between the Big Bear Area Regional Wastewater Agency ("BBARWA"), City of Big Bear Lake ("City"), Big Bear City Community Services District ("District"), and Zone "B" of County Service Area 53 (CSA 53B). City, District, and CSA 53B are referred to herein as "Collecting Agencies." The Collecting Agencies and BBARWA are also sometimes referred to herein as the "Parties."

1.2 Effective Date: This Agreement shall not become effective until the last date ("Effective Date") on which it has been approved and executed by each and all of the Parties.

2. RECITALS

2.1 On or about August 23, 2011, the Collecting Agencies and BBARWA entered into the Agreement in order to provide a new payment schedule for the Total Annual Charge, Service Charge, Infiltration/Inflow Charge, and the Standby Charge, during the term of the Agreement.

2.2 This Amendment No. 1 is authorized pursuant to Sections 3.6 and 3.11 of the Agreement.

3. TERMS

3.1 Term: The first sentence of Section 3.1 of the Agreement is amended to extend the term of the Agreement until June 30, 2021. The balance of Section 3.1 (sentences 2 through 4) regarding the manner of termination of the Agreement shall remain in full force and effect.

3.2 Except as set forth herein, all provisions of the Agreement shall remain in full force and effect, and shall govern the actions of the Parties hereto and the amended provisions as set forth in this Amendment No. 1.

IN WITNESS WHEREOF, the Parties hereto have executed this Amendment No. 1 on the date first herein written above.

**BIG BEAR AREA REGIONAL
WASTEWATER AGENCY**

By: *David A. Cavitt*
Chairman of the Governing Board

ATTEST

By: *Elizabeth Lewis*
Secretary of the Governing Board

APPROVED AS TO LEGAL FORM

By: *[Signature]*
General Counsel

**BIG BEAR CITY COMMUNITY
SERVICES DISTRICT**

By: *Paul Jerry*
Chairman of the Board of Directors

ATTEST

By: *Mary T. Reeves*
Secretary of the Governing Board

APPROVED AS TO LEGAL FORM

[Signature]
General Counsel

CITY OF BIG BEAR LAKE

By: *Jeff Mark*
City Manager

ATTEST

By: *Karen Shoop*
Acting City Clerk

APPROVED AS TO LEGAL FORM

By: *Stephen P. Deetsch*
City Attorney

**COUNTY OF SAN BERNARDINO
COUNTY SERVICE AREA 53, ZONE B**

By: *[Signature]*
Chairman of the Board of Supervisors

ATTEST

By: _____
~~County Clerk of the Board~~

APPROVED AS TO LEGAL FORM

County Counsel

SIGNED AND CERTIFIED THAT A COPY OF
THIS DOCUMENT HAS BEEN DELIVERED
TO THE CHAIRMAN OF THE BOARD
LAURA M. WELCH
Clerk of the Board of Supervisors
of the County of San Bernardino

By: *[Signature]*
Deputy
COUNTY SERVICE AREA 53