



Monterey County Board of Supervisors

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Board Order

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Chris Lopez to:

Agreement No.: A-14453 ; Amendment No.: 4

- a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute the Fourth Amendment to the Professional and Call Coverage Services Agreement (A-14453) with Advanced Gastroenterology of Monterey County to provide gastroenterology services extending the term by twelve months (August 1, 2023 to July 31, 2024) for a revised full agreement term of August 1, 2019 to July 31, 2024, and adding \$650,000 for a revised total not to exceed amount of \$3,250,000 in the aggregate; and
- b. Authorize the Chief Executive Officer for NMC or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work, do not cause an increase of more than 10% (\$65,000) of the original contract amount and do not increase the total contract amount above \$3,315,000.

PASSED AND ADOPTED on this 25th day of July 2023, by roll call vote:

AYES: Supervisors Alejo, Church, Lopez, Askew, and Adams


NOES: None

ABSENT: None

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting July 25, 2023.

Dated: July 26, 2023
File ID: A 23-351
Agenda Item No.: 28

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California


Emmanuel H. Santos, Deputy

FOURTH AMENDMENT TO PROFESSIONAL AND CALL COVERAGE SERVICES AGREEMENT

THIS FOURTH AMENDMENT TO PROFESSIONAL AND CALL COVERAGE SERVICES AGREEMENT (the “**Amendment**”) is made and entered into as of August 1, 2023, by and between COUNTY OF MONTEREY (“**County**”) on behalf of NATIVIDAD MEDICAL CENTER (“**Hospital**”), and ADVANCED GASTROENTEROLOGY OF MONTEREY COUNTY MEDICAL CORPORATION, a California professional corporation (“**Contractor**”) with respect to the following:

RECITALS

A. County owns and operates Hospital, a general acute care teaching hospital facility located in Salinas, California and various outpatient clinics (collectively, the “**Clinic**”) under its acute care license.

B. Contractor and Hospital have entered into that certain Professional and Call Coverage Services Agreement dated effective as of August 1, 2019, and as amended effective August 1, 2020, August 1, 2021 and August 1, 2022 (collectively, the “**Agreement**”), pursuant to which Contractor provides Specialty professional services, coverage services, teaching services and additional services to Patients of Hospital and Clinics.

C. Hospital and Contractor desire to amend the Agreement to extend the term by twelve (12) months and add Six Hundred Fifty Thousand Dollars (\$650,000) to the aggregate amount payable to Contractor.

AGREEMENT

IN CONSIDERATION of the foregoing recitals and the mutual promises and covenants contained herein, Hospital and Contractor agree as follows:

1. **Defined Terms.** Capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Agreement.

2. **Section 2.1.** Section 2.1 to the Agreement is hereby amended and restated to read in its entirety as follows:

2.1 Compensation. Hospital shall pay to Contractor the amount determined in accordance with **Exhibit 2.1** (the “**Compensation**”), upon the terms and conditions set forth therein. The total amount payable by Hospital to Contractor under this Agreement shall not exceed the aggregate amount of Three Million Two Hundred Fifty Thousand Dollars (\$3,250,000). The Hospital’s maximum obligation under this Agreement shall not exceed Six Hundred Fifty Thousand Dollars (\$650,000) per contract year.”

3. **Section 5.1.** Section 5.1 to the Agreement is hereby amended and restated to read in its entirety as follows:

“5.1 Term. This Agreement shall become effective on August 1, 2019 (the **“Effective Date”**), and shall continue until July 31, 2024 (the **“Expiration Date”**), subject to the termination provisions of this Agreement.”

4. **Counterparts.** This Amendment may be executed in one or more counterparts, each of which shall be deemed to be an original, but all of which together shall constitute one and the same instrument.

5. **Continuing Effect of Agreement.** Except as herein provided, all of the terms and conditions of the Agreement remain in full force and effect from the Effective Date of the Agreement.


6. **Reference.** After the date of this Amendment, any reference to the Agreement shall mean the Agreement as amended by this Amendment.

[signature page follows]

IN WITNESS WHEREOF, Hospital and Contractor have executed this Amendment as of the day and year first written above.

CONTRACTOR

ADVANCED GASTROENTEROLOGY OF
MONTEREY COUNTY MEDICAL
CORPORATION, a California professional
corporation

DocuSigned by:

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By: Dr. Muntaz Tabbaa
Its _____

Date: 7/13/2023 | 11:01 AM PDT

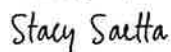
By: _____
Its _____

NATIVIDAD MEDICAL CENTER


Deputy Purchasing Agent

Date: 8-1-2023

APPROVED AS TO LEGAL PROVISIONS:

DocuSigned by:

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Stacy Saetta, Deputy County Counsel

Date: 7/13/2023 | 5:50 PM PDT

APPROVED AS TO FISCAL PROVISIONS:

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Deputy Auditor/Controller

Date: 7/14/2023 | 7:14 AM PDT