

**AMENDMENT NO. 2  
TO SERVICES AGREEMENT  
BETWEEN FLYCAST PARTNERS, INC. AND  
NATIVIDAD MEDICAL CENTER  
FOR  
DESIGNING, IMPLEMENTING & TRAINING SERVICES FOR BMC FOOTPRINTS & BMC  
CLIENT MANAGEMENT**

This Amendment No. 2 to the Services Agreement (“Agreement”) which was effective on June 1, 2019 is entered into by and between the County of Monterey, on behalf of Natividad Medical Center (hereinafter “NMC”), and Flycast Partners, Inc. (hereinafter “CONTRACTOR”); (collectively, the County, NMC and CONTRACTOR are referred to as the “Parties”), with respect to the following:

**RECITALS**

**WHEREAS**, the Agreement was executed with Flycast Partners, Inc. for Designing, Implementing & Training Services For BMC Footprints & BMC Client Management with a term June 1, 2019 through May 31, 2022 and a total Agreement amount not to exceed \$99,322.50; and

**WHEREAS**, NMC and CONTRACTOR amended the Agreement on February 27, 2020 via Amendment No. 1 to allow for services to continue with revisions to the original scope of work with no changes to the billing rates or term of the agreement June 1, 2019 through May 31, 2022.

**WHEREAS**, NMC and CONTRACTOR currently wish to amend the Agreement via Amendment No. 2 to extend the term for an additional two (2) year period through May 31, 2024 to allow for services to continue with revisions to the original scope of work attached hereto as “Exhibit A-2 per Amendment No. 2” with a \$68,217.50 increase for the added services for a total Agreement amount of \$167,540.

**AGREEMENT**

**NOW, THEREFORE**, the Parties agree to amend the Agreement as follows:

The Agreement is hereby renewed on the terms and conditions as set forth in the Original Agreement and in Amendment No 1 incorporated herein by this reference, except as specifically set forth below.

1. Paragraph titled, “PAYMENTS BY NMC” shall be amended to the following:  
*“NMC shall pay the CONTRACTOR in accordance with the payment provisions set forth in EXHIBIT A-2 as per Amendment No. 2 attached hereto this Amendment No. 2. The total amount payable by NMC to CONTRACTOR under this Agreement shall not exceed the sum of \$167,540.”*
2. The first sentence of Paragraph titled, “TERM OF AGREEMENT” shall be amended to the following:  
*“The term of this Agreement is from June 1, 2019 through May 31, 2024 unless sooner terminated pursuant to the terms of this Agreement.”*

3. Paragraph titled, "SCOPE OF SERVICES AND ADDITIONAL PROVISIONS/EXHIBITS" shall be amended to the following:  
*"The following attached exhibits are incorporated herein by reference and constitute a part of this Agreement:*  
**Exhibit A: Scope of Services/Payment Provisions**  
~~**Exhibit A-1: Scope of Services/Payment Provisions as per Amendment No. 1.**~~  
**Exhibit A-2: revised Scope of Services/Payment Provisions as per Amendment No. 2."**
4. Except as provided herein, all remaining terms, conditions and provisions of the Agreement are unchanged and unaffected by this Amendment No. 2 and shall continue in full force and effect as set forth in the Agreement and in Amendment No. 1.
5. A copy of this Amendment No. 2 shall be attached to the Agreement.
6. This Amendment No. 2 shall be effective when signed by both Parties.

*The remainder of this page was intentionally left blank.*

*~ Signature page to follow ~*

IN WITNESS WHEREOF, the Parties hereto are in agreement with this Amendment No. 2 on the basis set forth in this document and have executed this Amendment No. 2 on the day and year set forth herein.

**NATIVIDAD MEDICAL CENTER**

By: \_\_\_\_\_  
Gary R. Gray, DO, CEO

Date: \_\_\_\_\_

**APPROVED AS TO LEGAL PROVISIONS**

By: *Stacy L. Adelle*  
Monterey County Deputy County Counsel

Date: 10/19/2020

**APPROVED AS TO FISCAL PROVISIONS**

By: *gary k giboney*  
Monterey County Deputy Auditor/Controller

Date: 10-19-2020

**CONTRACTOR**

**Flycast Partners, Inc.**

**CONTRACTOR's Business Name**

\*\*\*See instructions below\*\*\*

By: *Nathan George*  
(Signature of: Chair, President, or Vice-President)

Nathan George President  
Name and Title

Date: Sept 25, 2020

By: *Kim Gagnon*  
(Signature of: Secretary, Asst. Secretary, CFO, Treasurer, or Asst. Treasurer)

Kim Gagnon, Secretary  
Name and Title

Date: Sept 25, 2020

**\*\*\*Instructions\*\*\***

**If CONTRACTOR** is a corporation; including limited liability and non-profit corporations, the full legal name of the corporation shall be set forth above together with the signatures of two specified officers (two signatures required).

**If CONTRACTOR** is a partnership; the name of the partnership shall be set forth above together with the signature of a partner who has authority to execute this Agreement on behalf of the partnership (two signatures required).

**If CONTRACTOR** is contracting in an individual capacity, the individual shall set forth the name of the business, if any and shall personally sign the Agreement (one signature required).