

**AMENDMENT NO. 3
TO SOFTWARE, SUPPORT, AND
HARDWARE MAINTENANCE AGREEMENT
BETWEEN THE CBORD GROUP, INC. AND
NATIVIDAD MEDICAL CENTER
FOR
FOOD AND NUTRITION SOFTWARE AND MAINTENANCE SERVICES**

This Amendment No. 3 to the Maintenance Agreement (“Agreement”) which was effective on July 11, 2017 is entered into by and between the County of Monterey, on behalf of Natividad Medical Center (hereinafter “Customer”), and The CBORD Group, Inc. (hereinafter “CBORD”); (collectively, the County, Customer and CBORD are referred to as the “Parties”), with respect to the following:

RECITALS

WHEREAS, the Agreement was executed for hospital food and nutrition software and maintenance services with a term July 11, 2017 through July 10, 2018 and a total Agreement amount not to exceed \$109,770.32; and

WHEREAS, the Parties amended the Agreement on January 15, 2019 via Renewal and Amendment No. 1 to extend the term for an additional one year period through July 10, 2019 and to add an additional \$12,145.54, thereby increasing the total Agreement amount to \$121,915.86; and

WHEREAS, the Parties amended the Agreement on June 28, 2019 via Amendment No. 2 to extend the term for an additional one year and twenty one (21) day period through July 31, 2020 to allow for services with additions to the original scope of work, and to add an additional \$12,509.89, thereby increasing the total Agreement amount to \$134,425.75 ; and

WHEREAS, the Parties currently wish to amend the Agreement to extend it for an additional one year period through July 31, 2021 to allow for services to continue, with additions to the original scope of work attached hereto as “Exhibit A-3 per Amendment No. 3”, with a \$12,885.18 increase for the added services for a total Agreement amount of \$147,310.93.

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 Renewal and Amendment No. 1 and Amendment No. 2 incorporated herein by this reference, except as specifically set forth below.

1. Section 6.D. titled “Combined Cost” shall be amended to the following:
“Customer shall pay CBORD in accordance with the payment provisions set forth in ATTACHMENT 1 INVESTMENT OUTLINE, ATTACHMENT 1-A as per Renewal and Amendment No. 1, ATTACHMENT A-B as per Amendment No. 2 and ATTACHMENT A-C attached hereto this Amendment No. 3. The total amount payable to CBORD under this Agreement amounts to the sum of \$147,310.93.”
2. The first sentence of Section 21 titled, “Term/Effective Date” shall be amended to the following:
“The term of this Agreement is from July 11, 2017 through July 31, 2021 unless sooner terminated pursuant to the terms of this Agreement.”

3. Except as provided herein, all remaining terms, conditions and provisions of the Agreement are unchanged and unaffected by this Amendment No. 3 and shall continue in full force and effect as set forth in the Agreement and in Renewal and Amendment No. 1, and Amendment No. 2.
4. A copy of this Amendment No. 3 shall be attached to the Agreement.
5. This Amendment No. 3 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. 3 on the basis set forth in this document and have executed this Amendment No. 3 on the day and year set forth herein.

NATIVIDAD MEDICAL CENTER

By: _____
Gary R. Gray, DO, CEO

Date: _____

APPROVED AS TO LEGAL PROVISIONS

By: _____
Monterey County Deputy County Counsel

Date: 2/25/20

APPROVED AS TO FISCAL PROVISIONS

By: _____
Monterey County Deputy Auditor/Controller

Date: 2/26/2020

CONTRACTOR

The CBORD Group, Inc.
CONTRACTOR's Business Name
See instructions below

By: _____
(Signature of: Chair, President, or Vice-President)

JAMES HOEFFLIN / PRESIDENT
Name and Title

Date: 2/13/2020

By: _____
(Signature of: Secretary, Asst. Secretary, CFO,
Treasurer, or Asst. Treasurer)

Robert DeCarlo, VP, Finance and Accounting
Name and Title

Date: 2/13/20

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).

ATTACHMENT 1-C PER AMENDMENT NO. 3

Contract #		Contract Term		Currency		
CON009582		8/1/2020-7/31/2021		USD		
Location ID / Line #	Qty	Prorated Qty	Item Number / Description	Term	Unit Price	Ext. Price
0604142 Natividad Medical Center						
1	1	1	R-W-DOMS 200 R-Nutrition Service Suite Diet Office 200 Software	8/1/2020-7/31/2021	\$3,911.96	\$3,911.96
2	1	1	R-SMALL ACUTE ADT I/F R-Small Acute ADT Interface	8/1/2020-7/31/2021	\$1,839.05	\$1,839.05
3	1	1	R-SMALL ACUTE ORDERS I/F R-Small Acute Orders Interface	8/1/2020-7/31/2021	\$1,839.05	\$1,839.05
4	1	1	R-SFT7570138 R-Room Service Choice: Menu Select & On-Demand (Small Acute Add-On)	8/1/2020-7/31/2021	\$5,105.22	\$5,105.22
5	1	1	BMG7590138 ADMIN: BOMGAR Unattended Access	8/1/2020-7/31/2021	\$189.90	\$189.90
Subtotal for Location ID 0604142 Natividad Medical Center						\$12,885.18
						Tax Amount \$0.00
Location Subtotal						\$12,885.18

Comments: If your institution requires a purchase order, please provide the purchase order number to billing@cbord.com. 2020 - 2021 Annual Renewal

Remit To: The CBORD Group Inc. P.O. Box 933991 Atlanta, GA 31193-3991	Wire Transfer To: Wells Fargo ABA 121000248 Acct. 2000042945419	Subtotal	\$12,885.18
		Total Tax	\$0.00
		Estimated Shipping	\$0.00
		Grand Total	\$12,885.18