

Agreement A-13599

**AMENDMENT NO. 5
TO SERVICES AGREEMENT
BETWEEN QUEST DIAGNOSTICS, INC. AND
NATIVIDAD MEDICAL CENTER
FOR
LAB REFERENCE TESTING SERVICES**

This Amendment No. 5 to the Services Agreement ("Agreement") which was effective on July 1, 2017 is entered into by and between the County of Monterey (hereinafter "County"), on behalf of Natividad Medical Center (hereinafter "NMC"), and Quest Diagnostics, Inc. (hereinafter "CONTRACTOR"); **From this point forward, the party referenced previously as "NMC" shall be referenced as "COUNTY" and collectively, COUNTY and CONTRACTOR are referred to as the "Parties" to this Agreement, with respect to the following:**

RECITALS

WHEREAS, the Agreement was executed for lab reference testing services with a term of July 1, 2017 through June 30, 2021 and a total Agreement amount not to exceed 3,000,000; and

WHEREAS, COUNTY and CONTRACTOR amended the Agreement via Amendment No. 1 on February 12, 2020 to incorporate the Quantum Elabs User Agreement as "Exhibit C" to the Agreement between NMC and CONTRACTOR; and

WHEREAS, COUNTY and CONTRACTOR amended the Agreement on May 25, 2021 to extend the term for an additional one (1) year period through June 30, 2022 and to add an additional \$1,130,000 thereby increasing the total Agreement amount to \$4,130,000; and

WHEREAS, COUNTY and CONTRACTOR amended the Agreement on July 25, 2022 to extend the term for an additional one (1) year period through June 30, 2023 to allow for services to continue with no additions to the original scope of work with a \$1,130,000 increase for a total Agreement amount of \$5,260,000; and

WHEREAS, the Agreement expired on June 30, 2023; and

WHEREAS, COUNTY and CONTRACTOR amended the Agreement on September 1, 2023 via Renewal and Amendment No. 4 to extend it for an additional two (2) year period through June 30, 2025 to allow for services to continue with no additions to the original scope of work with a \$1,800,000 increase for a total Agreement amount of \$7,060,000.

WHEREAS, COUNTY and CONTRACTOR currently wish to amend the Agreement to extend it for an additional one (1) year period through June 30, 2026 for a revised full Agreement term of July 1, 2017 through June 30, 2026 to allow for services to continue with no changes to the original scope of work with a \$1,235,000 increase for a revised not to exceed Agreement amount of \$8,295,000.

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, Amendment No. 1, Amendment No. 2, Amendment No. 3, Renewal and Amendment No. 4 and Amendment No. 5 incorporated herein by this reference, except as specifically set forth below.

1. Section 2 / Paragraph titled, "PAYMENTS BY COUNTY" shall be amended to the following:
"The total amount payable by COUNTY to CONTRACTOR under this Agreement shall not exceed the sum of \$8,295,000."
2. The first sentence of Section 3 /Paragraph titled, "TERM OF AGREEMENT" shall be amended to the following:
"The term of this Agreement is from July 1, 2017 through June 30, 2026 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. 5 and shall continue in full force and effect as set forth in the Original Agreement, Amendment No. 1, Amendment No. 2, and in Amendment No. 3 and Renewal and Amendment No. 4.
4. A copy of this Amendment No. 5 shall be attached to the Agreement.
5. This Amendment No. 5 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. 5 on the basis set forth in this document and have executed this Amendment No. 5 on the day and year set forth herein.

NATIVIDAD MEDICAL CENTER

By: _____
Charles R. Harris, CEO

Date: _____

APPROVED AS TO LEGAL PROVISIONS

Signed by:
By: Stacy Saetta
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Monterey County Deputy County Counsel

Date: 4/22/2025 | 1:40 PM PDT

APPROVED AS TO FISCAL PROVISIONS

DocuSigned by:
By: Patricia Ruiz
E79EF04E37434F0...
Monterey County Deputy Auditor/Controller

Date: 4/22/2025 | 1:58 PM PDT

CONTRACTOR

Quest Diagnostics, Inc.

CONTRACTOR's Business Name
See instructions below

By: Mark Machulcz
Mark Machulcz (Apr 11, 2025 16:57 PDT)
(Signature of: Chair, President, or Vice-President)

Mark Machulcz/Regional President - West Region

Date: Apr 11, 2025

By: John Meyerhofer
John Meyerhofer (Apr 14, 2025 09:29 PDT)
(Signature of: Secretary, Asst. Secretary, CFO,
Treasurer, or Asst. Treasurer)

John Meyerhofer/Regional Executive Finance Director

Date: Apr 14, 2025

*****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).