



# Monterey County

168 West Alisal Street,  
1st Floor  
Salinas, CA 93901  
831.755.5086

## Board Report

Legistar File Number: A 13-046

April 23, 2013

Introduced: 4/4/2013

Version: 1

Current Status: Agenda Ready

Matter Type: BoS Agreement

Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the Seventh Amendment to the Professional Services Agreement (A-11427) with Medical Doctor Associates (MDA) to provide locum tenens services at NMC, adding \$100,000 for the remainder of Fiscal Year 2012/2013 for a revised total Agreement amount not to exceed \$1,500,000 in the aggregate (for the period February 1, 2009 to June 30, 2013).

### RECOMMENDATION:

It is recommended that the Board of Supervisors:

Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the Seventh Amendment to the Professional Services Agreement (A-11427) with Medical Doctor Associates (MDA) to provide locum tenens services at NMC, adding \$100,000 for the remainder of Fiscal Year 2012/2013 for a revised total Agreement amount not to exceed \$1,500,000 in the aggregate (for the period February 1, 2009 to June 30, 2013).

### SUMMARY/DISCUSSION:

NMC entered into an agreement with MDA on February 1, 2009; as amended March 1, 2010; July 1, 2010; March 1, 2011; July 1, 2011; December 1, 2011; and July 1, 2012 to provide locum tenens services. Locum tenens (temporary) physicians are utilized during periods when its employed/contracted physicians are not available (e.g., vacation; illness; continuing medical education; etc.) to provide health care services vital to NMC's continued operation.

The expenditure of this agreement by fiscal year is as follows:

Fiscal Year 2009-10	\$530,707
Fiscal Year 2010-11	\$300,225
Fiscal Year 2011-12	\$284,326
Fiscal Year 2012-13 (year to date)	\$203,087

The amount budgeted for Fiscal Year 2012/2013 was nearly reached due to the need for locum tenens physicians to cover for vacant positions in critical patient care areas of the hospital. NMC wishes to amend the agreement with MDA to add \$100,000 for the remainder of Fiscal Year 2012/2013 in order to continue to utilize locum tenens physicians in these patient care areas. There is no increase to the previously negotiated rates for services provided by locums tenens physicians, which vary by specialty and are all-inclusive of travel, lodging and associated expenses.

### OTHER AGENCY INVOLVEMENT:

County Counsel has reviewed and approved this Amendment/Agreement as to legal form and risk provisions. Auditor-Controller has reviewed and approved this Amendment/Agreement as to fiscal provisions. The Amendment/Agreement has also been reviewed and approved by Natividad Medical Center's Board of Trustees.

FINANCING:

The total cost for this Amendment/Agreement is \$1,500,000 for the period February 1, 2009 to June 30, 2013. \$530,707 was disbursed in Fiscal Year 2009/2010; \$300,225 was disbursed in Fiscal Year 2010/2011; \$284,3226 was disbursed in Fiscal Year 2011/2012 and \$203,087 of the budgeted \$284,743 was disbursed in the first part of Fiscal Year 2012/2013. Adding \$100,000, will increase the projected spend to \$384,743 for Fiscal Year 2012/2013. There is no impact to the General Fund.


Prepared by: Jeanne-Ann Balza, Management Analyst, 783.2506

Approved by: Harry Weis, Chief Executive Officer, 783.2553

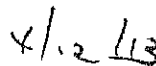
Attachments:

First-Seventh Amendment, Agreement

Originals on File at the Clerk of the Board



\_\_\_\_\_  
Harry Weis, CEO



\_\_\_\_\_  
Date



# Monterey County

168 West Allsal Street,  
1st Floor  
Salinas, CA 93901  
831.755.5066

## Board Order

**Agreement No.: A-11427**

Upon motion of Supervisor Potter, seconded by Supervisor Salinas and carried by those members present, the Board of Supervisors hereby:

Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute the Seventh Amendment to the Professional Services Agreement (A-11427) with Medical Doctor Associates (MDA) to provide locum tenens services at NMC, adding \$100,000 for the remainder of Fiscal Year 2012/2013 for a revised total Agreement amount not to exceed \$1,500,000 in the aggregate (for the period February 1, 2009 to June 30, 2013).

PASSED AND ADOPTED on this 23rd day of April 2013, by the following vote, to-wit:

AYES: Supervisors Armenta, Calcagno, Salinas, Parker and Potter

NOES: None

ABSENT: None

I, Gail T. Borkowski, 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 76 for the meeting on April 23, 2013.

Dated: April 26, 2013  
File Number: 13-046

Gail T. Borkowski, Clerk of the Board of Supervisors  
County of Monterey, State of California.

By Donise Hancock  
Deputy

SEVENTH AMENDMENT TO PROFESSIONAL SERVICE AGREEMENT

THIS SEVENTH AMENDMENT TO PROFESSIONAL SERVICE AGREEMENT (the "Amendment") is made and entered into as of May 1, 2013, by and between COUNTY OF MONTEREY ("County") on behalf of NATIVIDAD MEDICAL CENTER ("Hospital"), and MEDICAL DOCTOR ASSOCIATES ("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 Service Agreement dated February 1, 2009, as amended on March 1, 2010, July 1, 2010, March 1, 2011, July 1, 2011; December 1, 2011, and July 1, 2012 (collectively, the "Agreement") pursuant to which Contractor provides referrals for locum tenens physician services.
- C. Hospital and Contractor desire to amend the Agreement.

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. Amended Section 2. The last sentence of Section 2 of the Agreement is hereby deleted and replaced with the following: "During the period of February 1, 2009 and June 30, 2013, the maximum obligation of the County for services provided hereunder shall not exceed one million five hundred thousand dollars \$1,500,000."
3. 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.
4. 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.
5. Reference. After the date of this Amendment, any reference to the Agreement shall mean the Agreement as amended by this Amendment.

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

CONTRACTOR

MEDICAL DOCTOR ASSOCIATES

Date: March 28, 2013

By: [Signature]  
Its: Vice President

By: [Signature]  
Its: PRESIDENT

Tax I.D. No. \_\_\_\_\_

NATIVIDAD MEDICAL CENTER

By: [Signature]  
Contracts / Purchasing Manager

By: [Signature]  
Natividad Medical Center Representative

Purchase Order Number \_\_\_\_\_  
Date: 4-30, 2013

Date: 4/4, 2013

APPROVED AS TO LEGAL FORM:  
CHARLES J. McKEE, County Counsel

[Signature]  
Stacy Saeeta, Deputy County Counsel

Date: 4/5, 2013

Reviewed as to fiscal provisions

[Signature]  
Auditor-Controller  
County of Monterey 4-5-13