

THIRD AMENDMENT TO AGREEMENT WITH NAPHCARE, INC.
TO PROVIDE INMATE MEDICAL SERVICES

THIS THIRD AMENDMENT to the above-referenced agreement is entered into on October 1, 2021, by and between NaphCare, Inc., an Alabama corporation ("Contractor"), and the City of Santa Ana, a charter city and municipal corporation organized and existing under the Constitution and laws of the State of California ("City").

RECITALS

- A. The parties entered into Agreement No. A-2017-249, dated September 19, 2017, by which Contractor agreed to provide basic and emergency inmate medical services ("Agreement").
- B. On October 1, 2019, the parties entered into a First Amendment to the Agreement (#A-2017-249-01) to exercise the first option to extend the Agreement until September 30, 2020, and increase the overall compensation.
- C. On September 15, 2020, the parties entered into a Second Amendment to the Agreement (#A-2020-187) to exercise the second option to extend the Agreement until September 30, 2021, and increase the overall compensation. This agreement is current and in effect.
- D. The parties wish to exercise the third and final option to extend the term of the Agreement for one year and to increase the overall compensation for services during the extension.

The Parties therefore agree:

- 1. **Section 1, TERM**, is amended to extend the term of the Agreement for the period from October 1, 2021 through September 30, 2022.
- 2. **Section 4, COMPENSATION**, is amended to increase the overall compensation for the following:
 - a. The total amount to be expended during this extension shall not exceed **\$2,854,746.87**. This amount includes the base amount listed under the Tier 1 listing below, and includes a contingency amount of \$200,000 for services to be provided at the sole discretion of the City and \$18,000 to cover parking costs as provided under Section 4 of the Agreement. The Total amount to be expended for this Agreement shall not exceed \$13,400,361.15.

	Tier 1 (ADP at or above 176)	Tier 2 (ADP at or below 175)
Renewal Option – 3 rd Extension (10/1/21-9/30/22)	\$2,636,746.87	\$2,323,841.64

3. Except as modified by this Third Amendment, all terms and conditions of the Agreement, as amended, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Third Amendment to the Agreement on the date and year first written above.

ATTEST


CITY OF SANTA ANA

DAISY GOMEZ
Clerk of the Council


KRISTINE RIDGE
City Manager

APPROVED AS TO FORM
SONIA CARVALHO, City Attorney

CONTRACTOR NaphCare, Inc.

By: 

TAMARA BOGOSIAN
Senior Assistant City Attorney



By: Bradford T. McLane
Chief Executive Officer

RECOMMENDED FOR APPROVAL

DAVID VALENTIN
Chief of Police