

**AMENDMENT TO THE
AGREEMENT FOR SERVICES OF INDEPENDENT
CONTRACTOR FOR DEVELOPMENT OF A SURVEY DIGITAL
INTAKE AND REVIEW WEB APPLICATION**

AUDITOR-CONTROLLER CONTRACT NO. BC-19481

THIS AMENDMENT (hereafter Amendment) is made by and between the County of Santa Barbara, a political subdivision of the State of California (hereafter COUNTY) and Visus, LLC with an address at 5425 Hollister Ave. Suite 110, Santa Barbara, California 93111 (hereafter CONTRACTOR), parties to the Agreement for Services of Independent Contractor signed into effect on April 7, 2020 (hereafter Agreement).

WHEREAS, the Parties entered into an Agreement for development of a Survey Digital Intake and Review Web Application on April 7, 2020; and

WHEREAS, COUNTY requires change in the Statement of Work to replace the originally proposed Heartland's API e-commerce transactions credit card payment processing method with the Heartland SecurePay credit card payment processing method; and

WHEREAS, the Parties seek to extend the time CONTRACTOR has to perform the Agreement and increase the total amount of the contract by \$10,000, not to exceed \$139,410 to implement Heartland SecurePay credit card payment method; and

NOW THEREFORE, in consideration of the mutual covenants and conditions contained herein, COUNTY and CONTRACTOR agree to amend the Agreement as follows:

1. Paragraph 4, Term, of the Agreement is hereby amended to read as follows:

4. TERM

CONTRACTOR shall commence performance upon approval by County's Board of Supervisors and execution by all parties and end performance upon completion, but no later than NOVEMBER 30, 2021 unless otherwise directed by COUNTY or unless earlier terminated.

2. Exhibit A, Scope of Work, of the Agreement, is hereby amended to add the following provisions:

Payment Processing with Heartland

The COUNTY uses Heartland Payment Systems as its payment processor. Heartland provides an ASP.Net SDK for use in web applications via Nuget (see the Heartland developer portal: Full SDK Documentation.) (<https://developer.heartlandpaymentsystems.com/Documentation/introduction>)

To integrate Heartland's payment gateway using Tokenization (SecurePay) with the Surveyor DIRS Web Application, Visus will perform the following tasks and confirmations:

- Backend code updates;
- Frontend (Form) Code Updates;
- Setup application pages and functionality that correspond with SAQ-A with Heartland Consultation and Completing SAQ-A;
- Implementation Confirmation with Heartland Support Team;

- Projected meetings with County staff to review the implementation plan, and testing when completed; and
- Deployment of the new Heartland payment gateway integration using Tokenization (SecurePay) to the Dev, UAT and ultimately the Production environment.

The resulting credit card payment processing is highlighted by the following:

- The Application running on the server never sees the client payment information;
- The Client's browser will be directed to Heartland's gateway site per documentation provided;
- Heartland will then send a one-time-use "token" back to the client browser. The token is then supplied to the application running on the server to complete the transaction;
- Per Heartland Documentation, CREDIT CARD INFORMATION NEVER TRAVELS THROUGH THE SURVEYOR DIRS APPLICATION AND SERVER; and
- THIS PROCESS FOLLOWS THE PCI DSS GUIDELINES for PCI Compliance Certification and shall satisfy SAQ-A requirements.

Public Works shall complete the SAQ-A questionnaire with Visus' assistance as needed. PCI Compliance certification, if required, must be completed by a 3rd party.

3. Exhibit B, Payment Arrangements Periodic Compensations, Paragraph A is hereby amended to read:

A. For CONTRACTOR services to be rendered under this Agreement, CONTRACTOR shall be paid a total contract amount, including cost reimbursements, not to exceed \$139,410.

4. Except as amended herein, the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment to the Agreement for Services of Independent Contractor for Development of a Survey Digital Intake and Review Web Application to be effective on the date executed by COUNTY.

ATTEST:

Mona Miyasato
County Executive Officer
Clerk of the Board

By: Shirley de la Guerra
Deputy Clerk

COUNTY OF SANTA BARBARA:

By: Bob Nelson
Chair, Board of Supervisors

Date: 8/17/2021

**RECOMMENDED FOR APPROVAL:
PUBLIC WORKS**

By: [Signature]
Department Head

CONTRACTOR:

VISUS LLC

By: [Signature]
Authorized Representative

Name: Michael Daoud

Title: President

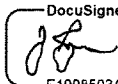
APPROVED AS TO FORM:

Rachel Van Mullem
County Counsel

By: 
Deputy County Counsel

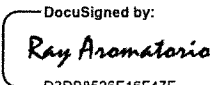
**APPROVED AS TO ACCOUNTING
FORM:**

Betsy M. Schaffer CPA
Auditor-Controller

By: 
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Deputy

APPROVED AS TO FORM:

Risk Management

By: 
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Risk Management