

**FIRST AMENDMENT  
2014-2016**

TO AGREEMENT FOR SERVICES OF INDEPENDENT CONTRACTOR

**This First Amendment** (hereafter First Amended Contract) to the Agreement for Services of Independent Contractor, number **BC 16-075**, is made by and between the **County of Santa Barbara** (County) and **Evergreen Pharmaceutical of California, Incorporated doing business as Omnicare of Southern California (Omnicare)** (Contractor), for the continued services specified herein.

Whereas, Contractor represents that it is specially trained, skilled, experienced and competent to perform the special services required by County and County desires to retain the services of Contractor pursuant to the terms, covenants, and conditions referenced herein;

Whereas, County intends to extend the term of the existing contract and to compensate Contractor for the additional services to be provided during that extended term; and

Whereas, this First Amended Contract incorporates the terms and conditions set forth in the Agreement approved by the County Board of Supervisors in June 2015, except as modified by this First Amended Contract.

NOW, THEREFORE, in consideration of the mutual covenants and conditions contained herein, County and Contractor agree as follows:

**I. In Agreement Section 4, Term, Delete and Replace with the following:**

**4. TERM**

Contractor shall commence performance on March 9, 2015 and end performance upon completion, but no later than March 31, 2016 unless otherwise directed by County or unless earlier terminated.

**II. In Exhibit B, Payment Arrangements, Delete and Replace the first paragraph with the following:**

1. **Contractor Services.** For Contractor services to be rendered under this Agreement, Contractor shall be paid at the rate specified in this Exhibit B, for a maximum contract value not to exceed \$400,000.

**III. Exhibit B 1 Schedule of Rates and Contract Maximum, Delete and Replace with the following:**

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**EXHIBIT B1  
FINANCIAL PROVISIONS**

**SCHEDULE OF RATES AND CONTRACT MAXIMUM**

<u>Type of Service</u>	<u>Billing Increment</u>	<u>Rate</u>
Disbursement of Pharmaceuticals	Per client medication charge	See table below
Consultation	Per hour for in house services	\$65.00
<b>Original Maximum Contract Amount Not to Exceed:</b>		<b>\$150,000</b>
<b>Amendment 1 Additional Authorized Contract Amount:</b>		<b>\$250,000</b>
<b>Total Maximum Contract Amount Not to Exceed:</b>		<b>\$400,000</b>

<b>PRICING INFORMATION FOR PHARMACY PRODUCTS</b>	
Rx Brands (Patient Specific):	Wholesale Acquisition Cost +3.75%+ \$8.00
Rx Generics =>3 Manufacturers (Patient Specific):	Average Wholesale Price - 55% + \$8.00
Rx Generics <3 Manufacturers (Patient Specific):	Average Wholesale Price - 25% + \$8.00
Over the Counter Brands (Patient Specific):	Wholesale Acquisition Cost +30%+\$1.99
Over the Counter Generics =>3 Manufacturers (Patient Specific):	Wholesale Acquisition Cos +30%+\$1.99
Over the Counter Generics <3 Manufacturers (Patient Specific):	Wholesale Acquisition Cost +30%+\$1.99
House Stock - Bulk OTC's:	RX Brands = Wholesale Acquisition Cost +12.5% RX Generic Brands = Average Wholesale Price - 35%
House Stock - Bulk Vaccines:	RX Brands = Wholesale Acquisition Cost +18.75% RX Generic = Average Wholesale Price - 5%

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**IV. All other terms remain in full force and effect.**

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First Amendment to Agreement for Services of Independent Contractor between the County of Santa Barbara and **Omnicare of Southern California**.

**IN WITNESS WHEREOF**, the parties have executed this Amendment to be effective on October 1, 2015.  
COUNTY OF SANTA BARBARA

By: \_\_\_\_\_  
JANET WOLF, CHAIR  
BOARD OF SUPERVISORS

Date: \_\_\_\_\_

CONTRACTOR  
OMNICARE OF SOUTHERN CALIFORNIA

By: \_\_\_\_\_

Date: \_\_\_\_\_

APPROVED AS TO ACCOUNTING FORM:  
ROBERT W. GEIS, CPA  
AUDITOR-CONTROLLER

By \_\_\_\_\_  
Deputy

APPROVED AS TO INSURANCE FORM:  
RAY AROMATORIO  
RISK MANAGER

By: \_\_\_\_\_  
Manager

ATTEST:  
MONA MIYASATO, COUNTY EXECUTIVE OFFICER  
CLERK OF THE BOARD

By: \_\_\_\_\_  
Deputy Clerk

Date: \_\_\_\_\_

APPROVED AS TO FORM:  
MICHAEL C. GHIZZONI  
COUNTY COUNSEL

By \_\_\_\_\_  
Deputy County Counsel

RECOMMENDED FOR APPROVAL:  
ALCOHOL, DRUG, AND MENTAL HEALTH  
SERVICES  
ALICE GLEGHORN, PH.D.  
DIRECTOR

By \_\_\_\_\_  
Director