



# County of Santa Clara

Office of the County Executive  
Procurement Department

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San Jose, CA 95131-1040

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## **FOURTH AMENDMENT TO AGREEMENT BY AND BETWEEN THE COUNTY OF SANTA CLARA AND ALERE INFORMATICS**

This is the Fourth Amendment to Agreement No. 5500002793 between the County of Santa Clara (County) and Abbott Rapid Diagnostics Informatics, Inc. ("ARDx Informatics" formerly known as Alere Informatics, Inc.) (Customer). All references to "AI" and "Alere Informatics, Inc." shall be replaced with "ARDx Informatics" and "Abbott Rapid Diagnostics Informatics, Inc." respectively (Contractor) entered into on August 24, 2016 to provide Software License and Support for the County.

"This Amendment is covered under the Resolutions adopted by the Board of Supervisors on October 9, 2018, May 7, 2019, October 8, 2019, and June 2, 2020 and as set forth in Legislative files #93650, #95910, #98696, and #101337 providing for the Delegation of Authority to the County Executive or Chief Operating Officer relating to the purchase of Hospitals and Related Assets."

This Agreement is amended as follows effective July 1, 2020:

1. **TOTAL AGREEMENT VALUE**, on page two of the Agreement, is revised to read:  
  
"The total not to exceed value of this Agreement is \$390,800, which represents an increase of \$25,800 from the prior not to exceed value of \$365,000."
2. Add Exhibit B-4, Price Summary and Compensation Plan, attached hereto and incorporated herein by this reference.

All other terms and conditions of the Agreement remain in full force and effect. In the event of a conflict between the original Agreement and this Amendment, this Amendment controls.

Prepared and administered by:

Sujata Rao, Buyer II  
(408) 491-7486  
[sujata.rao@prc.sccgov.org](mailto:sujata.rao@prc.sccgov.org).

The Agreement No. 5500002793 as amended, constitutes the entire agreement of the parties concerning the subject matter herein and supersedes all prior oral and written agreements, representations and understandings concerning such subject matter.

By signing below, signatory warrants and represents that he/she executed this Agreement in his/her authorized capacity, that he/she has the authority to bind the entity listed below to contractual obligations and that by his/her signature on this Agreement, the entity on behalf of which he/she acted, executed this Agreement.

DS  
SR

**COUNTY OF SANTA CLARA**

**Abbott Rapid Diagnostics Informatics, Inc.**

DS  
VE

DocuSigned by:  
*S. Smith*  
345006000408407

DocuSigned by:  
*David Taylor*  
2C975D77FBD84D1...

By: Jeffrey V. Smith  
Chief Executive Officer

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

Print: David Taylor

Title: Finance Manager

Date: 6/30/2020

Date: 6/29/2020

**APPROVED AS TO FORM AND LEGALITY**

DocuSigned by:  
*Sara J Ponzio* 6/29/2020  
4B974B9E089D4D9...  
Sara J. Ponzio Date  
Deputy County Counsel

DocuSigned by:  
*Michael R. Kulpa*  
975CC95AA962476...  
Michael R. Kulpa  
National Sales Director

Attachment: Exhibit B-4: Price Summary and Compensation Plan

**EXHIBIT B-4  
PRICE SUMMARY AND COMPENSATION PLAN**

Device	Quantity	Annual Price
<b>HemoQue® 201 DM HB Module</b>	1	\$10,806
<b>Meters / Instruments / Analyzers:</b>		
Total number of Meters / Instruments / Analyzers:	2	\$648.00
<b>System Support Model</b>		
	1	
RALs Silver Support Tier	1	Included with Module
RALS-Web3 Browser based Remote Access	1	Included with Module
Number of hospitals using Web	1	Included with Module
<b>Results Interface</b>		
		(1)HL7 LIS INTF Included with Module
LIS HL7 Un-Solicited Results	1	
Annual Module Implementation Fee		\$5,238.00
License term (*1.6 years)	1	\$18,326.40
Discount	5%	-\$916.32
Subtotal		\$17,410.40
Total		<b>\$22,648.04</b>

\*Year 1.6 includes implementation fees for all three County Hospitals – SCVMC, O'Connor Hospital and St Louise Regional Hospital

- Contractor shall absorb all costs including shipping and handling under prices shown above.
- Applicable taxes are extra to County.
- Prices shown above shall remain firm during the agreement term.