



**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact**

Fiscal Years	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>Net Fiscal Impact</b>	=====	=====	=====	=====	=====
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	0	0	0	0	0

Is Item Included In Current Budget? Yes  X  No \_\_\_\_\_

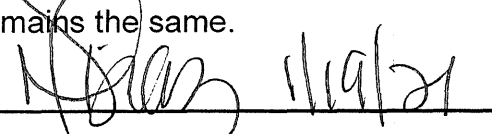
Does this item include the use of federal funds? Yes \_\_\_\_\_ No  X

Budget Account Exp No: Fund 0001 Department 660 Unit 5241/5242/5243  
 Object 8201  
 Rev No: Fund 0001 Department 660 Unit 5241/5242/5243  
 RevSc varies

**B. Recommended Sources of Funds/Summary of Fiscal Impact:**

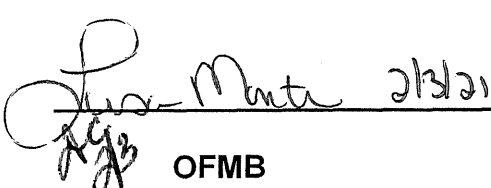
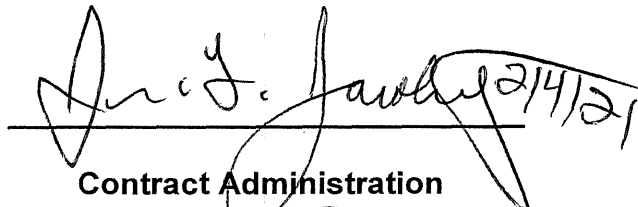
Fund: General Fund  
 Unit: 5241 – Delinquency Drug Court  
 5242 – Family Drug Court  
 5243 – Adult Drug Court

\*No change in overall fiscal impact. New unit rate for 8 Panel Test was added on the 'Exhibit B-03' but the contract amount remains the same.

Departmental Fiscal Review: FF  11/19/21

**III. REVIEW COMMENTS**

**A. OFMB Fiscal and/or Contract Dev. and Control Comments:**

 _____ OFMB UM 2/3	 _____ Contract Administration 2-4-21 TD
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**B. Legal Sufficiency:**

  
 \_\_\_\_\_  
 Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_  
 Department Director

**This summary is not to be used as a basis for payment.**

**THIRD AMENDMENT TO CONTRACT**

**THIS THIRD AMENDMENT TO CONTRACT FOR PROFESSIONAL SERVICES** (hereinafter "Third Amendment"), is made as of this 9<sup>th</sup> day of March 2021, by and between Palm Beach County, a Political Subdivision of the State of Florida, by and through its Board of Commissioners, hereinafter referred to as the "COUNTY" and Phamatech, Inc. (herein referred to as the "CONSULTANT"), a for-profit corporation authorized to do business in the State of Florida, whose Federal I.D. is 33-0836229. **WITNESSETH:**

**WHEREAS**, the Parties, entered into that certain Contract for professional services on October 02, 2018, (R 2018-1520) for the Adult, Delinquency, and Family Drug Court programs which provided funding in an amount not to exceed \$666,525; and

**WHEREAS**, the First Amendment to Contract dated January 15, 2019 expanded the types of confirmation testing that could be requested; and

**WHEREAS**, the Second Amendment to Contract dated November 19, 2019 increased the contract by \$12,940, added fentanyl screening to the 7 panel test, and added methadone screening to Delinquency and Family Drug Courts; and

**WHEREAS**, the CONSULTANT's responsibilities under the Contract are to provide drug testing services to all participants referred by Adult, Delinquency, and Family Drug Courts; and

**WHEREAS**, the Parties agree to amend the Contract to include the 8 panel screen (Amphetamines, Benzodiazepines, Cocaine, Opiates, Oxycodone, THC, ETG (Alcohol) and Heroin) plus Fentanyl and expanded Adulteration Screen (Creatinine, pH and Nitrites) for the Adult, Delinquency, and Family Drug Court programs at a unit rate of \$17.25 per unit, and upon request expanded fentanyl confirmation panel (4-ANPP, 4-FBF, Acetylfentanyl, Carfentanyl, Cyclopropyl Fentanyl, Fentanyl, Methoxyacetylfentanyl, Norfentanyl) at \$25 per unit, kratom screening at \$5 per unit, and kratom confirmation panel at \$35 per unit.

**NOW THEREFORE**, the above named Parties hereby mutually agree to revise the Contract, and enter into this Third Amendment as follows:

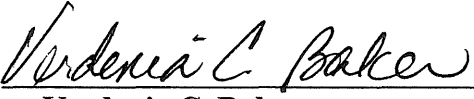
- I. The foregoing recitals are true and correct and incorporated herein by reference. All defined terms as used in this Third Amendment shall have the same meaning and effect ascribed to them in the Contract.
- II. This Third Amendment shall become effective upon execution by the parties.

- III. Upon written direction from the COUNTY's Representative/Liaison, CONSULTANT shall cease offering the 7 Panel Test and Fentanyl Screen and shall only offer the 8 Panel Test and Fentanyl Screen. CONSULTANT shall be compensated for all 7 Panel Test and Fentanyl Screen up to the date indicated in written direction from the COUNTY's Representative/Liaison.
- IV. Exhibit "B-02" of the Contract is deleted in its entirety and replaced by Exhibit "B-03" attached hereto and incorporated herein.
- V. In all other respects except as specifically modified, herein the original Contract remains in full force and effect.


**THE REMAINDER OF THE PAGE INTENTIONALLY LEFT BLANK**

IN WITNESS WHEREOF, the Board of County Commissioners of Palm Beach County, Florida, through its authorized representative, has made and executed this Third Amendment on behalf of the COUNTY, and the CONSULTANT has hereunto set its hand the day and year above written.

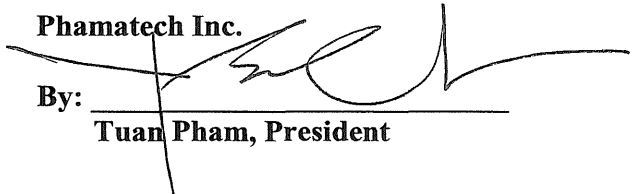
**PALM BEACH COUNTY, FLORIDA  
BOARD OF COUNTY COMMISSIONERS**

By:   
**Verdenia C. Baker**  
**County Administrator**

WITNESS:

  
**Signature**  
  
Dana M Conde/Contract Manager  
**Name (type or print)**

CONSULTANT:

**Phamatech Inc.**  
By:   
**Tuan Pham, President**

**APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY**

(corp. seal)

By:   
**County Attorney**

**APPROVED AS TO TERMS  
AND CONDITIONS**

By:   
**Department Director**

EXHIBIT “B-03”

**Service/Program: Drug Court Participant Drug Testing  
PHAMATECH INC.**

Reimbursable Expenses for Project Period  
October 1, 2018 – September 30, 2021  
**THIRD AMENDMENT**

The Consultant will prepare and submit monthly invoices to the Drug Court offices. Invoices must include the Drug Court Client Identification Number, client name, dates of services, amount due for each service and the total amount due. Invoices will be reviewed and approved by the County’s representative to verify that services have been rendered in conformity with the contract. Approved invoices will then be sent to the Finance Department for payment.

**Total reimbursement during the 3-year contract is \$679,465.** For the period of October 1, 2018, through September 30, 2019, the total amount of funds provided to CONSULTANT under this Contract shall not exceed \$224,193 (“first fiscal year”). For the period of October 1, 2019, through September 30, 2020, the total amount of funds provided to CONSULTANT under this Contract shall not exceed \$227,636 (“second fiscal year”). For the period of October 1, 2020 through September 30, 2021, the total amount of funds provided to CONSULTANT under this Contract shall not exceed \$227,636 (“third fiscal year”). The CONSULTANT shall notify the COUNTY's representative in writing when 90% of the "not to exceed amount" has been reached for each of the three fiscal years of this Contract.

**ADULT DRUG COURT:**

	Unit Cost Rate		Unit Cost Rate
7 Panel Test	\$16.50	8 Panel Test &	\$17.25
Fentanyl Screen		Fentanyl Screen	
Amphetamines, Benzodiazepines, Cocaine, Opiates, Oxycodone, THC, ETG (Alcohol)		(Amphetamines, Benzodiazepines, Cocaine, Opiates, Oxycodone, THC, ETG (Alcohol), Heroin, pH and Nitrite)	
Expanded Opiate	\$3	Expanded Opiate	\$3
Flakka	\$25	Flakka	\$25
Ecstasy	\$3	Ecstasy	\$3
Buprenorphine	\$3	Buprenorphine	\$3
Methadone	\$3	Methadone	\$3
Retest*	\$9	Retest (include Heroin)	\$9
		Kratom	\$5
		Kratom	\$35
		Confirmation	
		Expanded Fentanyl	\$25
		Confirmation	

**JUVENILE/DELINQUENCY DRUG COURT:**

	Unit Cost Rate		Unit Cost Rate
7 Panel Test	\$16.50	8 Panel Test &	\$17.25
Fentanyl Screen		Fentanyl Screen	
Amphetamines, Benzodiazepines, Cocaine, Opiates, Oxycodone, THC, ETG (Alcohol)		(Amphetamines, Benzodiazepines, Cocaine, Opiates, Oxycodone, THC, ETG (Alcohol), Heroin, pH and Nitrite)	
Expanded Opiate	\$3	Expanded Opiate	\$3
Flakka	\$25	Flakka	\$25
Ecstasy	\$3	Ecstasy	\$3
Buprenorphine	\$3	Buprenorphine	\$3
Methadone	\$3	Methadone	\$3
Retest*	\$9	Retest (include Heroin)	\$9
		Kratom	\$5
		Kratom	\$35
		Confirmation	
		Expanded Fentanyl	\$25
		Confirmation	

**FAMILY DRUG COURT:**

	Unit Cost Rate		Unit Cost Rate
7 Panel Test	\$16.50	8 Panel Test &	\$17.25
Fentanyl Screen		Fentanyl Screen	
Amphetamines, Benzodiazepines, Cocaine, Opiates, Oxycodone, THC, ETG (Alcohol)		(Amphetamines, Benzodiazepines, Cocaine, Opiates, Oxycodone, THC, ETG (Alcohol), Heroin, pH and Nitrite)	
Expanded Opiate	\$3	Expanded Opiate	\$3
Flakka	\$25	Flakka	\$25
Ecstasy	\$3	Ecstasy	\$3
Buprenorphine	\$3	Buprenorphine	\$3
Methadone	\$3	Methadone	\$3
Retest*	\$9	Retest (include Heroin)	\$9
		Kratom	\$5
		Kratom	\$35
		Confirmation	
		Expanded Fentanyl	\$25
		Confirmation	



\*By Request from the drug court programs to include: Expanded Opiates, Benzodiazepines, Flakka, Ecstasy, Buprenorphine, Methadone, Retest, Expanded Fentanyl Confirmation, Kratom, Kratom Confirmation

NOTE: Included in all panels will be creatinine interpretation, measurement of pH and nitrite testing to detect commercial adulterants.

EXPANDED FENTANYL CONFIRMATION PANEL CONSISTS OF:

4-ANPP  
4-FBF  
Acetylfentanyl  
Carfentanyl  
Cyclopropyl Fentanyl  
Fentanyl  
Methoxyacetylfentanyl  
Norfentanyl