

PALM BEACH COUNTY
 BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

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Meeting Date:	December 6, 2022	<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Regular
		<input type="checkbox"/> Ordinance	<input type="checkbox"/> Public Hearing

Department: Department of Public Safety
Submitted By: Department of Public Safety
Submitted For: Division of Justice Services

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I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to receive and file: Third Amendment to Contract for Consulting/Professional Services with Phamatech, Inc. (R2020-1393) extending the contract through September 30, 2023, for a not-to-exceed contract amount of \$30,000.

Summary: On September 15, 2020, the County issued a one-year contract for the period September 15, 2020, through September 30, 2021, in the amount of \$116,000 with Phamatech, Inc. (R2020-1393) to provide drug testing services to approximately 15-20 indigent pretrial defendants per week who are on supervised release and are subject to court-ordered random testing. The first amendment (R2021-0449) incorporated an 8-panel screen, bringing the unit rate from \$35.00 to \$35.75. The second amendment (R2022-0215), extended the contract through September 30, 2022, for a not-to-exceed contract amount of \$58,000. The third amendment extends the contract for one more year for a not to exceed contract amount of \$30,000 through September 30, 2023. The Phamatech contract is funded by the MacArthur Safety and Justice Challenge grant, which was extended to September 30, 2023 to expend all of the grant funds. R2022-0215 authorized the County Administrator or designee to execute amendments and administrative documents associated with the above contracts, on behalf of the Board of County Commissioners, after approval of legal sufficiency by the County Attorney's Office, and within budgeted allocations. Countywide (SF)

Background and Justification: Palm Beach County was awarded the John D. and Catherine T. MacArthur Safety and Justice Challenge grant in the amount of \$1,400,000, effective October 1, 2020. The County's MacArthur Safety and Justice Challenge grant program is administered by the Criminal Justice Commission to safely reduce the County's jail population and racial and ethnic disparities within it. As a part of the grant award, a portion of funding was allocated to the Public Safety Department's Pretrial Services Office to enhance current services. The Criminal Justice Commission applied for and was granted a no cost extension in 2021 and 2022 to expend unspent grant funds.

Attachment:

- 1) Third Amendment to Contract for Consulting Professional Services with Phamatech, Inc.

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Recommended By:	<u>S. Seimoh</u>	11/14/22
	Department Director	Date
Approved By:	<u>[Signature]</u>	11/22/22
	Assistant County Administrator	Date

THIRD AMENDMENT TO CONTRACT

THIS THIRD AMENDMENT TO CONTRACT FOR PROFESSIONAL SERVICES (hereinafter "Third Amendment"), is made as of this 31st day of October 2022, 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 September 15, 2020, (R 2020-1393) for the Pretrial Services Program provided funding in an amount not to exceed \$116,000; and

WHEREAS, the First Amendment to Contract dated April 06, 2021 incorporated an 8-panel screen, bringing the unit rate from \$35.00 to \$35.75; and

WHEREAS, the Second Amendment to Contract extends the contract through September 30, 2022 for a not-to-exceed contract amount of \$58,000; and

WHEREAS, this Third Amendment to Contract extends the Contract retroactive to October 1, 2022, and shall continue through September 30, 2023 for a not-to-exceed contract amount of \$30,000; and

WHEREAS, the CONSULTANT's responsibilities under the Contract are to provide drug testing services to all participants referred by Pretrial Services; and

WHEREAS, the Parties agree to extend the contract through September 30, 2023.

NOW THEREFORE, the above named Parties hereby mutually agree to extend 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. This Third Amendment extends the Contract retroactive to October 1, 2022, and shall continue through September 30, 2023 for a not to exceed amount of \$30,000.

IV. In all other respects except as specifically modified, herein the original Contract remains in full force and effect.


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**

**CONSULTANT:
Phamatech Inc.**

By: 

**Verdenia C. Baker
County Administrator or Designee**




Tuan Pham, President

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:**

By: 

Assistant County Attorney

**APPROVED AS TO TERMS
AND CONDITIONS:**

By: 

**Stephanie Sejnoha
Department Director**