

**FIRST AMENDMENT
MENTAL HEALTH ORGANIZATIONAL PROVIDER SERVICES AGREEMENT
BY AND BETWEEN
COUNTY OF HUMBOLDT
AND
CRESTWOOD BEHAVIORAL HEALTH INC. – PATHWAYS
FOR FISCAL YEARS 2018-2019 THROUGH 2020-2021**

This First Amendment to the Mental Health Organizational Provider Services Agreement dated September 11, 2018, by and between the County of Humboldt, a political subdivision of the State of California, hereinafter referred to as "COUNTY," and Crestwood Behavioral Health Inc. – Pathways, a California for-profit mental health service organization, hereinafter referred to as "PROVIDER," is entered into this 25 day of June, 2019.

WHEREAS, COUNTY, by and through its Department of Health and Human Services – Mental Health, desired to retain a certified Medi-Cal provider to provide specialty mental health services to eligible Medi-Cal Beneficiaries residing in Humboldt County; and

WHEREAS, on September 11, 2018, COUNTY and PROVIDER entered into a Mental Health Organizational Provider Services Agreement ("Organizational Provider Agreement") regarding the provision of such services to eligible Medi-Cal Beneficiaries residing in Humboldt County; and

WHEREAS, the parties now desire to amend certain provisions of the Organizational Provider Agreement in order to increase the maximum amount payable thereunder and include a provision regarding counterpart execution therein.

NOW THEREFORE, the parties mutually agree as follows:

1. Section 5.1(D) – Maximum Amount Payable of the Organizational Provider Agreement is hereby amended to read as follows:

D. Maximum Amount Payable. The maximum amount payable by COUNTY for specialty mental health services rendered, and costs and expenses incurred, pursuant to the terms and conditions of this Agreement is One Million Six Hundred Sixty-One Thousand Five Hundred Dollars (\$1,661,500.00). In no event shall the maximum amount paid under this Agreement exceed Five Hundred Eighty Thousand Five Hundred Dollars (\$580,500.00) for fiscal year 2018-2019 and Five Hundred Forty Thousand Five Hundred Dollars (\$540,500.00) per fiscal year for fiscal years 2019-2020 through 2020-2021. PROVIDER agrees to perform all specialty mental health services required by this Agreement for an amount not to exceed such maximum dollar amount. However, if local, state or federal funding or allowance rates are reduced or eliminated, COUNTY may, by amendment, reduce the maximum amount payable hereunder or terminate this Agreement as provided herein.

2. The Organizational Provider Agreement is hereby amended to include the following provision regarding counterpart execution:

10.23 Counterpart Execution:

This Agreement, and any amendments hereto, may be executed in one (1) or more counterparts, each of which shall be deemed to be an original and all of which, when taken together, shall be deemed to be one (1) and the same agreement. A signed copy

of this Agreement, and any amendments hereto, transmitted by email or by other means of electronic transmission shall be deemed to have the same legal effect as delivery of an original executed copy of this Agreement, and any amendments hereto.


3. Except as modified herein, the Organizational Provider Agreement dated September 11, 2018 shall remain in full force and effect. In the event of a conflict between the provisions of this First Amendment and the original Organizational Provider Agreement, the provisions of this First Amendment shall govern.


IN WITNESS WHEREOF, the parties have entered into this First Amendment as of the first date written above.

TWO SIGNATURES ARE REQUIRED FOR CORPORATIONS:

- (1) CHAIRPERSON OF THE BOARD, PRESIDENT, OR VICE PRESIDENT; AND
(2) SECRETARY, CHIEF FINANCIAL OFFICER OR TREASURER.

CRESTWOOD BEHAVIORAL HEALTH INC. – PATHWAYS:

By:  Date: 6/4/2019
Name: George C. Lytal
Title: Chief Executive Officer

By:  Date: 6/3/19
Name: GARY ZEYHER
Title: DIRECTOR OF COUNTY CONTRACTS

COUNTY OF HUMBOLDT:

By:  Date: 6/25/19
Rex Bohn
Chair, Humboldt County Board of Supervisors

INSURANCE AND INDEMNIFICATION REQUIREMENTS APPROVED:

By:  Date: 06/11/2019
Risk Management