

AMENDMENT NO. 3

AGREEMENT FOR PRESCRIPTION DRUG DISCOUNT CARD PROGRAM
(City of Glendale Solicitation RFP 12-04, Contract No. C-7819)

This Amendment No. 3 ("Amendment") to the Agreement for Prescription Drug Discount Card Program Services ("Agreement") is made this 17 day of November, 2015, by and between the City of Glendale, an Arizona municipal corporation ("City") and Financial Marketing Concepts, Inc., a Florida corporation authorized to do business in Arizona ("Contractor").

RECITALS

- A. City and Financial Marketing Concepts, Inc., previously entered into an Agreement for Prescription Drug Discount Card Program, Contract No. C-7819, dated January 24, 2012 ("Agreement"); and
- B. The Agreement had an initial one-year term beginning January 24, 2012 through January 23, 2013 and provided the option to extend for an additional four (4) years in one-year increments; and
- C. City and Contractor performed under the Agreement since the initial term and entered into Agreement Amendment No. 1, extending the term of the Agreement from January 24, 2014 through January 23, 2015; and
- D. City and Contractor previously entered into Agreement Amendment No. 2, extending the term of the Agreement from January 24, 2015 through January 23, 2016; and
- E. City and Contractor wish to modify and amend the Agreement subject to and strictly in accordance with the terms of this Amendment.

AGREEMENT

In consideration of the mutual promises set forth herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the City and Contractor hereby agree as follows:

- 1. **Recitals.** The recitals set forth above are not merely recitals, but form an integral part of this Amendment.
- 2. **Term.** The term of the Agreement is extended for a one-year period from January 24, 2016 through January 23, 2017, unless otherwise terminated or

canceled as provided by the Agreement. All other provisions of the Agreement except as set forth in this Amendment shall remain in their entirety.

3. **Scope of Work.** The Scope of Work is unchanged.
4. **Compensation.** The compensation of the Agreement is unchanged and shall remain the same; for each prescription filled using a Glendale prescription card, the city will receive \$1.25. The city currently receives revenues monthly.
5. **Non-discrimination.** Contractor must not discriminate against any employee or applicant for employment on the basis of race, color, religion, sex, national origin, age, marital status, sexual orientation, gender identity or expression, genetic characteristics, familial status, U.S. military veteran status or any disability. Contractor will require any Sub-contractor to be bound to the same requirements as stated within this section. Contractor, and on behalf of any subcontractors, warrants compliance with this section.
6. **Insurance Certificate.** The current certificate will expire on November 2, 2015 and a new certificate applying to the extended term is required and must be received by the Contract Specialist prior to the execution of this Amendment.
7. **Ratification of Agreement.** City and Contractor hereby agree that except as expressly provided herein, the provisions of the Agreement shall be, and remain in full force and effect and that if any provision of this Amendment conflicts with the Agreement, then the provisions of this Amendment shall prevail.

[SIGNATURES APPEAR ON THE FOLLOWING PAGE.]

CITY OF GLENDALE, an Arizona
municipal corporation



Richard A. Bowers, Acting City Manager

ATTEST:



Pamela Hanna, City Clerk

(SEAL)

APPROVED AS TO FORM:



Michael D. Bailey, City Attorney

Financial Marketing Concepts, Inc.,
a Florida corporation
Phone: 904-285-9499
Ms. Nadine Galasso
nadine@financialmarketingconcepts.com



By: Edward W. Rahn

Its: President / CEO