

**FOURTH AMENDMENT TO AGREEMENT BETWEEN ALACHUA COUNTY AND  
ESO SOLUTIONS, INC. FOR PATIENT CARE SOFTWARE.  
NO. 11350**

THIS FOURTH AMENDMENT (“Amendment”) is made by and between Alachua County, Florida, a political subdivision and charter county of the State of Florida, by and through its Board of County Commissioners (the “County”) and ESO SOLUTIONS INC, a For Profit Corporation, which is authorized to do business in the State of Florida (“Professional”), who are collectively referred to as the “Parties”.

**WITNESSETH:**

**WHEREAS**, the Parties previously entered into a Professional Services Agreement dated August 28, 2019 for Patient Care Software., identified by No. 11350 (the “Agreement”); and

**WHEREAS**, the Parties entered into the First Amendment to the Agreement, dated November 12, 2019 (the “First Amendment”); and entered into the Second Amendment to the Agreement, dated August 25, 2020 (the “Second Amendment”) through which services were added to the Scope of Services and Not to Exceed Cost of the Agreement was increased to account for the added services; and entered into the Third Amendment to the Agreement, dated January 11, 2022 (the “Third Amendment”) through which added to the Scope of Services and increased the Not to Exceed Cost of the agreement; and

**WHEREAS**, the County has elected its option to renew the term of the original Agreement to allow the Contractor to furnish the goods or service to Alachua County; and

**WHEREAS**, the Parties desires to amend the Agreement to extend the term and to do as otherwise provided herein.

**NOW, THEREFORE**, the County and Contractor agree to amend the Agreement as follows:

A. Amendment. Section #2, of the Agreement titled “Term” is amended to read as follows:

2.1 This Agreement is effective on August 28, 2019, and continues through August 27, 2025 unless earlier terminated as provided herein. This Agreement may be amended at the option of the County for one (1) additional three (3) year terms at the terms and conditions contained in this Agreement.

2.2 The County's performance and obligation to pay under this Agreement is contingent upon a specific annual appropriation by the Board of County Commissioners. The parties hereto understand that this Agreement is not a commitment of future appropriations.

B. Effective Date. This Amendment is effective upon execution of this Amendment by both Parties.

C. Original Agreement. Unless expressly amended herein, all other terms and provisions of the original Agreement between the Parties, including any prior amendments to the Agreement, shall be and remain in full force and effect. In the event any of the prior amendments to the Agreement conflict with this Amendment, the provisions of this Amendment shall prevail.

IN WITNESS WHEREOF, the Parties have caused this Amendment to be executed on the day and year below written.

**ALACHUA COUNTY, FLORIDA**

By: Marihelen Wheeler  
Marihelen Wheeler, Chair  
Board of County Commissioners  
Date: \_\_\_\_\_

**ATTEST**

Jess Irby  
J.K. "Jess" Irby, Esq., Clerk  
(SEAL)

**APPROVED AS TO FORM**

DocuSigned by:  
Robert C. Swain  
Alachua County Attorney's Office

**CONTRACTOR**

By: Robert Munden  
Print: Robert Munden  
Title: Chief Legal & Compliance Officer  
Date: 11/14/2022

**IF THE CONTRACTOR IS NOT A NATURAL PERSON, PLEASE PROVIDE A CERTIFICATE OF INCUMBENCY AND AUTHORITY, OR A CORPORATE RESOLUTION, LISTING THOSE AUTHORIZED TO EXECUTE AGREEMENTS ON BEHALF OF YOUR ORGANIZATION. IF ARE A NATURAL PERSON, THEN YOUR SIGNATURE MUST BE NOTARIZED.**