

## THIRD AMENDMENT TO AGREEMENT

BETWEEN

COUNTY OF ORANGE

AND

ACCESS CALIFORNIA SERVICES

FOR THE PROVISION OF REFUGEE SOCIAL SERVICES

THIS THIRD AMENDMENT, made and entered into upon execution of all necessary signatures, is to that certain AGREEMENT Number RCD0217 between the parties hereto, hereinafter referred to as the "Agreement" and is by and between the COUNTY OF ORANGE, hereinafter referred to as "COUNTY," and Access California Services, a California non-profit corporation hereinafter referred to as "CONTRACTOR." This Amendment shall be administered by the County of Orange Social Services Agency, hereinafter referred to as "ADMINISTRATOR."

## W I T N E S S E T H:

WHEREAS, on August 22, 2017, COUNTY and CONTRACTOR entered into an Agreement for the provision of Refugee Social Services and Refugee Health Services, for the period of October 1, 2017 through September 30, 2020; and

WHEREAS, COUNTY agrees to increase funding for the provision of additional Refugee Social Services to clients referred to CONTRACTOR by COUNTY; and

WHEREAS, CONTRACTOR agrees to such extension and to continue to provide such services under the terms and conditions set forth in this Agreement;

ACCORDINGLY, THE PARTIES AGREED AS FOLLOWS:

1. Subparagraph 19.1 of the Agreement is hereby amended to read as follows:

"19.1 Maximum Contractual Obligation

The maximum obligation of COUNTY under this Agreement shall not exceed the amount of ~~\$1,008,033~~ \$1,079,463; the amount of \$607,150 for October 1, 2017 through September 30, 2018;

the amount of \$~~175,000~~246,430 for October 1, 2018 through September 30, 2019; and the amount of \$225,883 for October 1, 2019 through September 30, 2020, or actual allowable costs, whichever is less. This amount shall consist of \$~~900,883~~972,313 for RSS as described in Exhibit A to this Agreement; and \$107,150 for RHS.”

2. Paragraph 13 of Exhibit A of the Agreement is hereby amended to read as follows:

“13. BUDGET

The budget for services provided pursuant to Exhibit A of this Agreement shall span thirty-six (36) months and is set forth as follows:

Budget for Period of October 1, 2017 through September 30, 2018:

SALARIES AND EMPLOYEE BENEFITS

Direct Service Positions <sup>(3)</sup>

Subtotal Direct Service Positions	366,402
Benefits <sup>(1)</sup>	<u>58,624</u>
Subtotal Direct Service Positions and Benefits	\$425,026

Administrative Positions <sup>(2)</sup>

Subtotal Administrative Salaries	13,906
Benefits <sup>(1)</sup>	2,225
Subtotal Administrative Salaries and Benefits	<u>\$16,131</u>

TOTAL SALARIES & EMPLOYEE BENEFITS	\$441,157
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Services and Supplies

Services	\$3,000
Supplies	<u>\$6,533</u>
TOTAL SERVICES and SUPPLIES	\$9,533

Operating Expenses

Operating Expenses	<u>\$49,310</u>
TOTAL SERVICES AND SUPPLIES AND OPERATING EXPENSES	\$58,843

TOTAL ALLOWABLE COSTS October 1, 2017 through September 30, 2018	\$500,000
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Budget for Period of October 1, 2018 through September 30, 2019:SALARIES AND EMPLOYEE BENEFITSDirect Service Positions <sup>(3)</sup>

Subtotal Direct Service Positions	<del>\$140,421</del>	<u>187,177</u>
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Benefits <sup>(1)</sup>		<u>0</u>
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Subtotal Direct Service Positions and Benefits	<del>\$140,421</del>	<u>187,177</u>
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Administrative Positions <sup>(2)</sup>

Subtotal Administrative Salaries	<del>\$18,541</del>	<u>23,177</u>
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Benefits <sup>(1)</sup>		<u>0</u>
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Subtotal Administrative Salaries and Benefits	<del>\$18,541</del>	<u>23,177</u>
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TOTAL SALARIES & EMPLOYEE BENEFITS	<del>\$158,962</del>	<u>210,354</u>
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Services and Supplies

Services	<del>\$1,200</del>	<u>4,576</u>
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Supplies		<u>\$0</u>
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TOTAL SERVICES and SUPPLIES	<del>\$1,200</del>	<u>4,576</u>
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Operating Expenses

Operating Expenses	<del>\$14,838</del>	<u>31,500</u>
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TOTAL SERVICES AND SUPPLIES AND OPERATING EXPENSES	<del>\$16,038</del>	<u>36,076</u>
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TOTAL ALLOWABLE COSTS October 1, 2018 through September 30, 2019	<del>\$175,000</del>	<u>246,430</u>
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Budget for Period of October 1, 2019 through September 30, 2020:SALARIES AND EMPLOYEE BENEFITSDirect Service Positions <sup>(3)</sup>

Subtotal Direct Service Positions	<del>\$140,421</del>	<u>185,892</u>
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Benefits <sup>(1)</sup>		<u>0</u>
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Subtotal Direct Service Positions and Benefits	<del>\$140,421</del>	<u>185,892</u>
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Administrative Positions <sup>(2)</sup>

Subtotal Administrative Salaries	<del>\$18,541</del>	<u>20,353</u>
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1	Benefits <sup>(1)</sup>	0
2	Subtotal Administrative Salaries and Benefits	<del>\$18,541</del> 20,353
3	TOTAL SALARIES & EMPLOYEE BENEFITS	<del>\$158,962</del> 206,245
4	<u>Services and Supplies</u>	
5	Services	\$1,200
6	Supplies	<u>\$0</u>
7	TOTAL SERVICES and SUPPLIES	\$1,200
8	Operating Expenses	<del>\$14,438</del> 18,438
9	TOTAL SERVICES AND SUPPLIES AND OPERATING EXPENSES	<del>\$16,038</del> 19,638
10	TOTAL ALLOWABLE COSTS October 1, 2019 through September 30,	
11	2020	<del>\$175,000</del> 225,883

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13 TOTAL MAXIMUM OBLIGATION for the period of

14 October 1, 2017 through September 30, 2020 ~~\$1,025,000~~1,075,8831,079,463

15 <sup>(1)</sup> Employee Benefits include health, dental, life and disability insurance. Also included are

16 payroll taxes such as FICA, Federal Unemployment Tax, State Unemployment Tax, and

17 Worker's Compensation Tax, based on the currently prevailing rates, not to exceed

18 sixteen percent (16%) of actual allowable costs of direct service salaries and sixteen

19 percent (16%) of actual allowable costs of administrative salaries.

20 <sup>(2)</sup> Administrative positions are defined as all other classifications either higher than first

21 line supervisors or positions not providing services to CLIENTs. Administrative positions

22 higher than first line supervisors must be specified as either salaried or hourly positions.

23 <sup>(3)</sup> Direct Service positions are defined as those staff that provides face to face contact with

24 clients. First line supervisors can be included as direct service staff. All direct staff

25 positions are to be compensated hourly.

26 13.1 Administrative costs are defined as those costs not solely related to direct services

27 to CLIENTs, supervision and program costs (e.g., executive director oversight, technology

28 services, accounting, payroll, etc.) shall be held to no more than fifteen (15%) percent of total gross

program costs.

13.2 CONTRACTOR and ADMINISTRATOR may agree, subject to advance written

notice, to add, delete or modify line items without changing COUNTY's maximum obligation as

stated in Subparagraph 19.1 of this Agreement or reducing the level of service to be provided by

CONTRACTOR. Further, in accordance with Subparagraph 42 of this Agreement, in the event

ADMINISTRATOR reduces the maximum obligation as stated in Subparagraph 19.1, CONTRACTOR and ADMINISTRATOR may mutually agree in writing to proportionately reduce the service goals as set forth in this Exhibit.”

3. The parties agree that separate copies of this Amendment may be signed by each of the parties, and this Amendment will have the same force and effect as if the original had been signed by all parties.

4. All other terms and conditions of the Agreement shall remain the same and in full force and effect.

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WHEREFORE, the parties hereto have executed this Third Amendment to Agreement dated October 1, 2017, in the County of Orange, California.

By: \_\_\_\_\_

NAHLA KAYALI  
EXECUTIVE DIRECTOR  
ACCESS CALIFORNIA SERVICES

By: \_\_\_\_\_

CHAIRWOMAN  
OF THE BOARD OF SUPERVISORS  
COUNTY OF ORANGE, CALIFORNIA

Dated: \_\_\_\_\_

Dated: \_\_\_\_\_

SIGNED AND CERTIFIED THAT A COPY OF  
THIS DOCUMENT HAS BEEN DELIVERED TO  
THE CHAIRMAN OF THE BOARD  
ATTEST:

\_\_\_\_\_  
ROBIN STIELER  
Clerk of the Board  
Orange County, California

APPROVED AS TO FORM  
COUNTY COUNSEL  
COUNTY OF ORANGE, CALIFORNIA

By: \_\_\_\_\_

DEPUTY

Dated: \_\_\_\_\_