

ARLINGTON COUNTY, VIRGINIA

**AGREEMENT NO. 19-054-R
AMENDMENT NUMBER 1**

This Amendment Number 1 is made on October 19, 2021 and amends Agreement Number 19-054-R (“Main Agreement”) dated October 11, 2018 between Diamond Drugs, Inc. dba Diamond Pharmacy Services (“Contractor”) and the County Board of Arlington County, Virginia (“County”).

The County and the Contractor agree to amend the Main Agreement as follows:

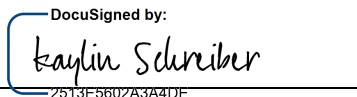
- 1. **RENEW THE CONTRACT AS AUTHORIZED BY PARAGRAPH 2, CONTRACT TERM FOR THE FINAL SUBSEQUENT CONTRACT TERM FROM NOVEMBER 1, 2021 TO OCTOBER 31, 2022 IN ACCORDANCE WITH THE ATTACHED MMCAP INFUSE AMENDMENT #6.**
- 2. **ADD THE FOLLOWING COVID-19 VACCINATION POLICY FOR CONTRACTORS CLAUSE AS CONTRACT CLAUSE 43:**

Due to the ongoing COVID-19 pandemic, the County has taken various steps to protect the welfare, health, safety, and comfort of the workforce and public at large. As part of these steps, the County has implemented various requirements with respect to health and safety including policies with respect to social distancing, the use of face-coverings and vaccine mandates. To protect the County’s workforce and the public at large, all employees and subcontractors of the Contractor who are assigned to this Contract, must be fully vaccinated against COVID-19. Any contractor employee or subcontractor who is not fully vaccinated should be following a weekly testing protocol as established by the Contractor, unless exempt pursuant to a valid reasonable accommodation under state or federal law.

All other terms and conditions of the Main Agreement remain in effect.

WITNESS these signatures:

THE COUNTY BOARD OF ARLINGTON
COUNTY, VIRGINIA

AUTHORIZED SIGNATURE: 

NAME: Kaylin Schreiber

TITLE: Procurement Officer

DATE: 12/1/2021

DIAMOND DRUGS, INC. DBA DIAMOND PHARMACY
SERVICES

AUTHORIZED SIGNATURE: 

NAME: Mark J. Zilner

TITLE: CEO

DATE: 12/1/2021

AMENDMENT NO. 6 TO MMCAP INFUSE CONTRACT NO. MMS17017

THIS AMENDMENT NO. 6 ("**Amendment**") is entered into on the date all required signatures are obtained for this document by and between the State of Minnesota acting through its Commissioner of Administration ("**Minnesota**") on behalf of the MMCAP Infuse ("**MMCAP Infuse**") and Diamond Drugs, Inc., a corporation with an address of 645 Kolter Drive, Indiana, PA 15701 ("**Vendor**").

RECITALS

WHEREAS, MMCAP Infuse and Vendor entered into MMS17017 on April 1, 2018 ("**Original Contract**");

WHEREAS, MMCAP Infuse and Vendor amended certain terms and conditions of the Original Contract by the way of Amendments 1-5; together, Original Contract and Amendments 1-5 will be referred to as "**Agreement**";

WHEREAS, MMCAP Infuse and Vendor have agreed to certain changes in the terms and conditions set forth in the Agreement and have agreed to amend the Agreement to reflect said changes;

WHEREAS, besides the terms and conditions of the Agreement amended in this Amendment, the Agreement remains in full force and effect; and

NOW, THEREFORE, the parties acknowledge and hereby agree that the Agreement shall be amended as follows:

Capitalized Terms; Definitions; Conditions. The Agreement and Amendment shall be read together as one document. Any capitalized terms used in Amendment that are defined in the Agreement will have the same meaning(s) when used herein, unless the context clearly requires otherwise. To the extent there shall exist a conflict between the Agreement and this Amendment, the terms of this Amendment will control. Unless otherwise clearly altered, modified, deleted, or amended otherwise, the terms of the Agreement will continue in their entirety and govern the contractual relationship between Vendor and MMCAP Infuse.

In this Amendment, changes to pre-existing Agreement language will use ~~strike through~~ for deletions and underlining for insertions.

Modifications:

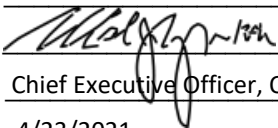
Revision 1: Article 1.2 of the Agreement will be revised to the following:

1.2 Expiration date: October 31, ~~2024~~ 2022 or as cancelled pursuant to Article 24. This Contract may be extended ~~one additional year~~ upon mutual agreement of both parties.

Except as herein amended, the provisions of the Agreement between the parties are hereby expressly reaffirmed and remain in full force and effect.

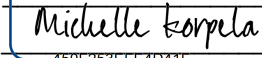
VENDOR: Diamond Drugs, Inc.

The Vendor certified that the appropriate person(s) have executed this Amendment on behalf of the Vendor as required and by applicable articles, bylaws, resolutions, or ordinances.

Name: Mark J. Zilner
Signature: 
Title: Chief Executive Officer, Owner
Date: 4/23/2021

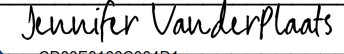
STATE OF MINNESOTA FOR MMCAP INFUSE

In accordance with Minn. Stat. 16C.03, Subd.3

Name: Michelle Korpela
Signature: 
450F253EFE4D41F...
Date: 4/23/2021

COMMISSIONER OF ADMINISTRATION

In accordance with Minn. Stat. 16C, Subd. 2

Name: Jennifer Vanderplaats
Signature: 
CD83E8188C064D1...
Date: 4/23/2021