

BOARD OF COUNTY COMMISSIONERS

DATE: June 2, 2015

AGENDA ITEM NO. 19

Consent Agenda ☐

Regular Agenda ☒

Public Hearing ☐

 County Administrator's Signature:

Subject:

Fourth Amendment – Pharmacy Benefits, Human Services
Contract No. 089-0197-P(JA)

Department:

Human Services / Purchasing

Staff Member Responsible:

Lourdes Benedict, Director / Joe Lauro, Director

Recommended Action:

RECOMMEND THE BOARD OF COUNTY COMMISSIONERS (BOARD) APPROVE THE FOURTH AMENDMENT WITH WINN-DIXIE STORES, INC., JACKSONVILLE, FL, FOR INDIGENT PHARMACY BENEFITS.

IT IS FURTHER RECOMMENDED THE CHAIRMAN SIGN THE AMENDMENT AND THE CLERK ATTEST.

Summary Explanation/Background:

This request for a Fourth Amendment extends the contract for indigent pharmacy benefits from June 2, 2015 to September 30, 2015. The amendment also provides an increase to the base pharmacy contract amount for the current term to address increased program expenses.

In Fiscal Year (FY) 2014, the Pinellas County Health Program provided 191,676 prescriptions to low income clients. With increased current service levels and market costs of generic prescriptions, expenditures are greater than the current contract terms. An increase to the base contract amount is necessary to cover contract reimbursements. The increase to the base contract for prescriptions dispensed and invoiced within the current term is not to exceed \$1,250,000.00. Additionally, the four (4) month extension requires funding not to exceed \$2,000,000 from June 2, 2015 through September 30, 2015.

The contract for indigent pharmacy benefits was originally awarded by the Board on June 2, 2009 for thirty-six (36) months with provision for two (2) twelve (12) month extensions. A Third Amendment approved by the Board on June 24, 2014, extended the contract beyond the final twelve (12) month extension for twelve (12) additional months until June 1, 2015, to allow time for Human Services to draft specifications and to competitively solicit a new contract. The time extension is required to complete the procurement process to establish a new contract. The procurement process was re-released due to lack of competition during the first attempt to competitively solicit a contract. The time extension re-aligns the indigent pharmacy program with the fiscal year end.

Fiscal Impact/Cost/Revenue Summary:

Additional base contract expenditure not to exceed:	\$1,250,000.00
Additional four (4) month time extension expenditure not to exceed:	\$2,000,000.00

Funding for pharmacy benefits is derived from the Pinellas County Health Program Trust Account and Human Services' appropriation budget. Indigent pharmacy services are contracted at \$4,800,000 per year as established in 2009 with the contract term from June 2, 2014 through June 1, 2015. The requested contract increase of \$1,250,000 covers FY 2015 invoices incurred from October 1, 2014 through June 1, 2015 within the contract term. The \$2,000,000 covers FY 2015 anticipated expenditures from June 2, 2015 through September 30, 2015 within the four (4) month extension. For both of the contract increase requests, the funding is within the appropriate FY 2015 Human Services' Health Program Budget.

In addition, \$428,582.84 in pharmacy rebates and reconciliations has been received by Human Services and is available for allocation to this contract. The balance of the increase is available within unspent specialty care and encounter funding to provide for the critical pharmacy needs of program clients. The \$2,000,000 additional funding to support the time extension is included in the Human Services' Health Program Budget.

Exhibits/Attachments:

Fourth Amendment

FOURTH AMENDMENT

This Amendment made and entered into this _____ day of _____, 2015, by and between PINELLAS COUNTY, a political subdivision of the State of Florida, hereinafter referred to as "County," and Winn-Dixie Stores, Inc., a Florida corporation, hereinafter referred to as "Contractor,"

WITNESSETH:

WHEREAS, the County and the Contractor entered into an agreement on June 10, 2009, pursuant to Pinellas County Contract No. 089-0197-P (hereinafter "Agreement") pursuant to which the Contractor agreed to provide Pharmacy Services for Health & Human Services for County; and

WHEREAS, Section 3 of the Agreement permits modification by mutual written agreement of the parties; and

WHEREAS, the County and the Contractor now wish to modify the Agreement in order to provide for a term extension, at the same prices, terms, and conditions;

NOW THEREFORE, the parties agree that the Agreement is amended as follows:


1. The term of the agreement is hereby extended from June 2, 2015 to September 30, 2015.
2. Except as changed or modified herein, all provisions and conditions of the original Agreement shall remain in full force and effect.

IN WITNESS WHEREOF the parties herein have executed this Fourth Amendment to the Agreement as of the day and year first written above.

PIVELLAS COUNTY, FLORIDA
by and through its Board of County Commissioners

By: _____
Commission Chair

CONTRACTOR



John Fegan
VP, Pharmacy
President (Printed Name)

[Corporate Seal]

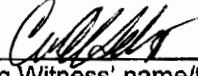
LEGAL APPROVED

ATTY: ST
DATE: 4/17/15

ATTEST:
KEN BURKE, CLERK OF COURT

By: _____
Deputy Clerk

ATTEST:

By: 

(Attesting Witness' name/title)
CURTIS HANTON
Director Pharmacy Managed CARE

APPROVED AS TO FORM:



Office of the County Attorney