

1 FIRST AMENDMENT TO AGREEMENT NO. 35061

2 **35061**

3 THIS FIRST AMENDMENT TO AGREEMENT NO. 35061 is made and  
4 entered, in duplicate, as of May 16, 2019 for reference purposes only, pursuant to a minute  
5 order adopted by the City Council of the City of Long Beach at its meeting on September  
6 4, 2018, by and between BELLA VIDA PHARMACY, INC. a California corporation  
7 ("Contract Pharmacy"), with a place of business at 1037 W. Carson Street, Torrance,  
8 California 90502, and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City and Contract Pharmacy entered into Agreement No. 35061  
10 (the "Agreement") whereby Bella Vida Pharmacy, Inc. agreed to serve as the Contract  
11 Pharmacy to dispense eligible drugs to qualifying patients under the 340B Pharmacy  
12 Program; and

13 WHEREAS, City and Contract Pharmacy desire to adjust the dispensing fees  
14 in "Exhibit A - Schedule 1" of the Agreement;

15 NOW, THEREFORE, in consideration of the mutual terms, covenants, and  
16 conditions herein contained, the parties agree as follows:

17 1. Section 3.2 of "Exhibit A - Schedule 1" of the Agreement is hereby  
18 amended to read as follows:

19 "3.2. As invoiced, Contract Pharmacy shall remit to Administrator the total  
20 amounts collected for each Covered Drug dispensed as outlined in Section 2 of this  
21 Schedule, less its Dispensing Fee calculated by Administrator as follows:

22 3.2.1 Brand Drugs - \$70

23 3.2.2 Generic Drugs - \$28

24 3.2.3 Specialty Brand Drugs \$315"

25 2. Except as expressly modified herein, all of the terms and conditions  
26 contained in Agreement No. 35061 are ratified and confirmed and shall remain in full force  
27 and effect.

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OFFICE OF THE CITY ATTORNEY  
CHARLES PARKIN, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

1 IN WITNESS WHEREOF, the Parties have caused this document to be duly  
2 executed with all formalities required by law as of the date first stated above.

3 BELLA VIDA PHARMACY, INC. a  
4 California corporation

5 05/29/19, 2019

6 By [Signature]  
Name DEMISE PHAM  
Title PIC / owner

7 05-29-2019, 2019

8 By [Signature]  
Name CHEN JING  
Title OWNER

9 **Bella Vida Pharmacy**  
10 1037 W. Carson Street  
Torrance, CA 90502-2005  
(310) 320-3333

"Consultant"

11 Tom Modica  
12 Assistant City Manager

CITY OF LONG BEACH, a municipal  
corporation

13 June 10 EXECUTED PURSUANT BY [Signature]  
14 TO SECTION 301 OF City Manager  
THE CITY CHARTER

"City"

15 This First Amendment to Agreement No. 35061 is approved as to form on  
16 June 3, 2019.

18 CHARLES PARKIN, City Attorney

19 By [Signature]  
20 Deputy

OFFICE OF THE CITY ATTORNEY  
CHARLES PARKIN, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

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