

30890

AMENDMENT NO. ONE TO CONTRACT NO. 30890

RE: **Renewal No. One of Contract No. 30890 (PA-01008) for Providing Communicable Disease and Travel Vaccines to the City of Long Beach (BPLB09000006)**

This Amendment to Contract No. 30890 is made and entered as of November 18, 2009 by and between the CITY OF LONG BEACH, a municipal corporation, and **Sanofi Pasteur, Inc. (Contractor)**.

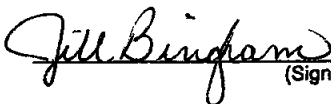
Contract No. 30890 is amended by mutual agreement of the parties and as indicated below by a check or other mark preceding the appropriate amendment:

- 1. First renewal option to extend term to 12/01/2010
- 2. \$ 115,000 has been added to the first renewal term for a total ("not to exceed") amount of \$230,000.
- 3. Prices during this period shall remain firm.
- 4. The price for certain items shall be increased as shown on Exhibit "A", which is attached hereto and incorporated herein by this reference.
- 5. The price for certain items shall be decreased as shown on Exhibit "A", which is attached hereto and incorporated herein by this reference.
- 6. The discount offered to the City is increased by ____ %. Your bid states you will not exceed 5%
- 7. The items or locations identified on Exhibit "B", which is attached hereto and incorporated herein by this reference, are hereby deleted from the Contract.
- 8. The locations identified on Exhibit "B", which is attached hereto and incorporated herein by this reference, are hereby added to the Contract.
- 9. Current permits, licenses, insurance and other required information are enclosed as Addendum No. 1.

Except as expressly amended above, all terms and conditions in this Contract are ratified and confirmed and remain in full force and effect. Executed with all formalities required by law as of the date first stated above.

Attach Notary if Out-of-State Contractor

CONTRACTOR:



(Signature)

Jill Bingham, Deputy Director, State Gov't Contracts

(Print / Type Name)

President / Vice President / Secretary / Treasurer
(circle one)



(Signature)

Michael J. Kielar, Sr. Director, ComOps-Finance

(Print / Type Name)

President / Vice President / Secretary / Treasurer
(circle one)

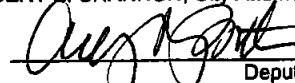
THE CITY OF LONG BEACH:

By:  Assistant City Manager

City Manager

**EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.**

Approved as to form:
ROBERT E. SHANNON, City Attorney

By: 

Deputy

Exhibit A

CITY OF LONG BEACH, CA

Contract #419191

Period Covered: 12/1/09 through 11/30/2010

<u>NDC #</u>	<u>DESCRIPTION</u>	<u>BID PRICE</u>	<u>FEDERAL SURCHARGE</u>	<u>PRICE (w/surcharge)</u>
49281-190-20	Imogam® Rabies-HT - Rabies Human Globulin, (Human) USP Heat Treated1 (Post-Exposure Immunization Only) (150 IU/mL) 2 mL vial (300 IU/vial) <i>IMOGAM® -HT is sold on a non-returnable basis only.</i>	\$299.00	N/A	\$299.00
49281-291-10	DECAVAC® Tetanus and Diphtheria Toxoids Adsorbed, For Adult Use 10 x 1-dose Prefilled BD Luer Lok™ syringes/pkg.	\$176.40	\$15.00/pkg	\$191.40
48291-291-83	10 x 1-dose vials/pkg.	\$176.40	\$15.00/pkg	\$191.40
49281-489-01	Menomune® -A/C/Y/W-135 - Meningococcal Polysaccharide Vaccine, Groups A, C, Y and W-135 combined 1-dose vial with diluent for reconstitution/pkg. <i>Menomune is sold on a non-returnable basis only.</i>	\$99.68*	\$.75/vl.	\$100.43*
49281-589-05	Menactra® Meningococcal (Groups A, C, Y and W-135) Polysaccharide Diphtheria Toxoid Conjugate Vaccine 5 x 1 dose vials/pkg.	\$488.87*	\$3.75/pkg.	\$492.62
49281-589-15	5 x 1 Prefilled BD Luer-Lok™ syringes/pkg. <i>Menactra is sold on a non-returnable basis only.</i>	\$488.87*	\$3.75/pkg.	\$492.62
49281-680-30	JE-VAX® - Japanese Encephalitis Virus Vaccine Inactivated ³ 3 x 1-dose vials and diluent for reconstitution/pkg. <i>JE-VAX is sold on a non-returnable basis only.</i>	\$288.90*	N/A	\$288.90*
49281-752-21	Tubersol® - Tuberculin Purified Protein Derivative (Mantoux) ² 5 TU 10 tests per 1 mL vial	\$29.50	N/A	\$29.50
49281-752-22	5 TU 50 tests per 5 mL vial	\$104.13	N/A	\$104.13
49281-790-51	TYPHIM Vi® - Typhoid Vi Polysaccharide Vaccine ¹ 1-dose Prefilled BD Luer-Lok™ syringe	\$46.92	N/A	\$46.92
49281-790-20	20-dose vial	\$844.56	N/A	\$844.56
49281-915-01	YF-VAX® - Yellow Fever Vaccine (Live 17D Strain, Avian Leukosis-Free, Stabilized) (Freeze-dried) 5 x 1-dose vials with diluent for reconstitution/pkg.	\$371.79*	N/A	\$371.79*
49281-915-05	5-dose vial with diluent for reconstitution/pkg.	\$297.43*	N/A	\$297.43*

*Pricing is subject to change after December 31, 2009.

All products are distributed by Sanofi Pasteur Inc., Swiftwater, PA 18370

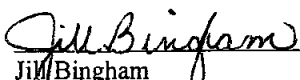
All products are manufactured by Sanofi Pasteur Inc., Swiftwater, PA 18370 unless otherwise noted.

¹Manufactured by Sanofi Pasteur SA, Lyon, France

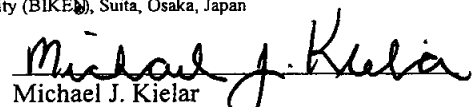
²Manufactured by Sanofi Pasteur Limited, Toronto, Ontario, Canada

³Manufactured by the Research Foundation for Microbial Diseases of Osaka University (BIKEN), Suita, Osaka, Japan

⁴Manufactured by the Research Foundation for Microbial Diseases of Osaka University (BIKEN), Suita, Osaka, Japan


Jill Bingham

Deputy Director, Federal State Contracts


Michael J. Kielar

Sr. Director, Commercial Operations-Finance

Accepted by: _____ Title: _____ Date: _____

In order to ensure that you receive correct pricing, please return a signed copy of this page by mail or fax to 570-957-3272.

UNANIMOUS WRITTEN CONSENT
OF THE BOARD OF DIRECTORS
OF
SANOFI PASTEUR INC.

IN LIEU OF A MEETING

Pursuant to Section 141 (f) of the Delaware General Corporation Law, the undersigned, being all of the members of the Board of Directors ("the Board") of Sanofi Pasteur Inc. a Delaware Corporation (the "Company"), hereby unanimously consent to and, intending to be legally bound, agree that the following resolutions be, and hereby are, adopted as the action of the Board of said Company with the full force and effect as if they had been adopted at a duly convened meeting of the Board:

RESOLVED, that the following individuals, and their authorized delegates, have been authorized, and are so authorized, to execute on behalf of this Company, all documents required to be furnished and incidental to the business of the Company by contract with private contract purchases and invitations to bid for the sale of products by and on behalf of the Company:

- Vice President Americas and President US
- Vice President, Marketing and Sales US
- Vice President, Customer Alliances US
- Vice President, Finance, US and the Americas
- Senior Director, Finance, Commercial Operations US
- Senior Director and Controller
- Senior Director, Account Management US

RESOLVED, that the following individuals, and their authorized delegates, have been authorized, and are so authorized, to execute on behalf of this Company, all documents required to be furnished and incidental to the business of the Company by contract with Federal, State, and municipal agencies and invitations to bid for the sale of products by and on behalf of the Company:

- Vice President Americas and President US
- Vice President, Marketing and Sales US
- Vice President, Customer Alliances US
- Vice President, Finance, US and the Americas
- Senior Director, Finance, Commercial Operations US
- Senior Director and Controller
- Senior Director, Public Sector Sales
- Deputy Director, Federal Government Contracts US
- Deputy Director, State Government Contracts US

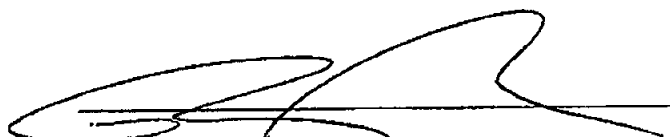
RESOLVED, that any and all actions heretofore or hereafter taken and expenses incurred by the officers of the Company in order to effectuate the foregoing resolution are hereby ratified, confirmed, adopted and approved as the acts and deeds of the Company.

RESOLVED, this Consent shall be and hereby is effective as of March 1, 2009.

RESOLVED, this Unanimous Written Consent may be signed in one or more counterparts, each of which shall constitute an original and all of which shall constitute one and the same instrument.

RESOLVED, that the Secretary of the Company shall file this Unanimous Written Consent with the Minutes of the proceedings of the Board.

SANOPI PASTEUR INC.



Damain A. Braga, Director

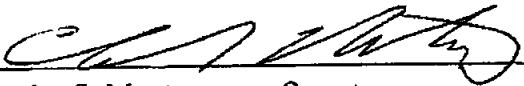


Dominique Carouge, Director



Wayne F. Pisano, Director

The foregoing Unanimous Consent of Directors was executed on the 24th day of April 2009 and filed with the undersigned on the 29th day of April 2009.



Charles S. Montgomery, Secretary



City of Long Beach
Working Together to Serve

Memorandum

Office of the City Attorney

DATE: April 19, 2011
TO: Allison Bunma, City Clerk's Office
FROM: Amy Burton, Deputy City Attorney *arb*
SUBJECT: Amendment No. 1 to Sanofi Pasteur, Inc. Contract (Contract No. 30890)

The original signed version of Amendment No. 1 to the above contract has been lost and cannot be located after a diligent search by the Purchasing Division. Therefore, please accept the Xeroxed copy of the original in its place for your records.

If you have questions regarding this issue, please feel free to call me. Thank you.

:arb
document2
cc: Erik Sund, Business Relations Manager