

1 FOURTH AMENDMENT TO AGREEMENT NO. 35750

2 **35750**

3 THIS FOURTH AMENDMENT TO AGREEMENT NO. 35750 ("Amendment")  
4 is made and entered, in duplicate, as of January 20, 2023 ("Amendment Effective Date")  
5 for reference purposes only, pursuant to Chapters 2.69 and 2.85 of the Long Beach  
6 Municipal Code, by and between HEALTHVANA, INC., a Delaware corporation  
7 ("Contractor"), with a place of business at 7162 Beverly Blvd., #238, Los Angeles, CA  
8 90036, and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City and Contractor (the "Parties") entered into Agreement No.  
10 35750 (the "Agreement") whereby Contractor agreed to provide COVID-19 test patient  
11 results reporting services ; and

12 WHEREAS, pursuant to Resolution No. RES-20-0092 the Parties entered  
13 into a First Amendment to the Agreement to extend the Agreement for another term and  
14 increase the contract amount.

15 WHEREAS, pursuant to Resolution No. RES-20-0092 the Parties entered  
16 into a Second Amendment to increase the annual contract amount by \$934,800, for a total  
17 not to exceed contract amount of \$1,800,000; and

18 WHEREAS, pursuant to Resolution No. RES-20-0092 the Parties entered  
19 into a Third Amendment to extend the term of the Agreement to January 31, 2023; and

20 WHEREAS, the Parties desire to extend the term to February 28, 2023  
21 pursuant to Chapter 2.85 of the Long Beach Municipal Code; and

22 WHEREAS, on March 10, 2020, the City Council of the City of Long Beach  
23 recognized that an emergency did exist and unanimously passed a Resolution ratifying the  
24 City Manager's Proclamation of a Local Emergency and the Public Health Officer's  
25 Declaration of Local Health Emergency; and

26 WHEREAS, pursuant to Chapter 2.85 of the Long Beach Municipal Code, the  
27 City Manager and Purchasing Agent have the authority to approve purchases, rentals, or  
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OFFICE OF THE CITY ATTORNEY  
DAWN MCINTOSH, City Attorney  
411 West Ocean Boulevard, 9th Floor  
Long Beach, CA 90802-4664

1 leases of goods or services related to a proclaimed emergency; and

2 NOW, THEREFORE, in consideration of the mutual terms, covenants, and  
3 conditions herein contained, the Parties agree as follows:

4 1. Section 2. of the Agreement is hereby amended to read as follows:

5 "2. TERM. The term of this Agreement shall commence on July 15,  
6 2020 and shall terminate at midnight on February 28, 2023 unless sooner  
7 terminated as provided herein."

8 2. Except as expressly modified herein, all the terms and conditions  
9 contained in Agreement No. 35750 are ratified and confirmed and shall remain in full force  
10 and effect.

11 3. This Amendment may be executed in counterparts, each of which is  
12 deemed an original, but all of which constitutes one and the same agreement. Delivery of  
13 an executed counterpart of this Amendment electronically shall be as effective as delivery  
14 of an original signed counterpart of this Amendment.

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

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January 25, 2023

HEALTHVANA, INC. a Delaware Corporation

By [Signature]  
Name RAMEN BASTANI  
Title CEO

\_\_\_\_\_, 2023

By \_\_\_\_\_  
Name \_\_\_\_\_  
Title \_\_\_\_\_

"Contractor"

CITY OF LONG BEACH, a municipal corporation

January 27, 2023

By [Signature]  
City Manager  
EXECUTED PURSUANT  
TO SECTION 301 OF  
THE CITY CHARTER.

"City"

This Third Amendment to Agreement No. 35750 is approved as to form on

January 25, 2023.

DAWN MCINTOSH, City Attorney

By [Signature]  
Deputy