

RESOLUTION NO. .

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH ECLINICALWORKS, LLC., TO PROVIDE HOSTING SERVICES, SOFTWARE UPGRADE SERVICES, ELECTRONIC PRESCRIBING FOR CONTROLLED SUBSTANCES, AND OTHER SERVICES AND EXTENDING THE TERM THROUGH JANUARY 7, 2024, AND INCREASING THE AMOUNT BY \$2,127,000 TO AN AMOUNT NOT TO EXCEED OF \$4,500,000

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, on January 8, 2008, this Board approved a seven-year agreement with eClinicalWorks, LLC (eCW) for the implementation and ongoing support of eCW's Ambulatory Electronic Medical Record (AEMR) applications at San Mateo Medical Center (SMMC); and

WHEREAS, this agreement has been amended multiple times to expand the scope of work with an associated increase to the amount; and

WHEREAS, this amendment will extend the current term of the agreement through January 7, 2024 with an associated increase of \$2,127,000, to an amount not to exceed \$4,500,000, to continue the utilization of eCW's AEMR and other applications and services at SMMC while options for a Health System AEMR are evaluated; and

WHEREAS, this amendment will transfer the responsibility of local hosting, currently at SMMC, to eCW's datacenters throughout the Country to improve SMMC's

capability to recover from a local disaster and decrease the need for ongoing hardware upgrade as the AEMR evolves; and

WHEREAS, a software upgrade will also be part of this amendment upgrading the current Version 10 to 11 as Version 10 support phases out; and

WHEREAS, while eCW is currently utilized for electronic prescribing, this does not include controlled substances, which are still prescribed on paper; and

WHEREAS, this amendment will also activate the capability to prescribe these substances electronically in eCW, to conform with regulations of Medicare and the State of California and increase the level of safety and fraud prevention; and

WHEREAS, other services to be added include a Test Environment, Data Dump, Cloud Faxing and an option to implement eCW's Dental AEMR; and

WHEREAS, SMMC is requesting your Board, waive the Request for Proposals process (RFP) to allow eCW to continue to provide these services and increase the funding through the end of the Term; and

WHEREAS, Ordinance Code Section 2.83.170 authorizes the Board of Supervisors to waive the RFP process in any situation where the Board of Supervisors determines that the best interest of the County could be served without the necessity of a proposal; and

WHEREAS, this Board has determined it is in the best interest of the County to waive the RFP process; and

WHEREAS, eCW and the County wish to further amend the agreement to provide hosting services, software upgrade services, electronic prescribing for controlled substances and other services and extend the term through January 7, 2024, and increasing the amount by \$2,127,000 to an amount not to exceed of \$4,500,000; and

WHEREAS, this Board has been presented with a form of the amendment, has examined and approved it as to both form and content, and desires to enter into the amendment; and

BE IT FURTHER RESOLVED, that the President of this Board of Supervisors be and is hereby authorized and directed to execute said amendment for and on behalf of the County of San Mateo, and the Clerk of the Board shall attest the President's signature thereto.

BE IT FURTHER RESOLVED, that the Chief of San Mateo County Health or designee is authorized to execute contract amendments which modify the County's maximum fiscal obligation by no more than \$25,000 (in aggregate), and/or modify the contract term and/or services so long as the modified term or services is/are within the current or revised fiscal provisions.

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