

STATE OF TEXAS

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KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF FORT BEND

**SECOND AMENDMENT TO AGREEMENT FOR TOBACCO PREVENTION AND
CONTROL FOR HEALTH AND HUMAN SERVICES PROJECTS**

THIS SECOND AMENDMENT to the Agreement for Tobacco Prevention and Control for Health and Human Services Projects is made and entered into by and between Fort Bend County, a body corporate and politic under the laws of the State of Texas, acting by and through the Fort Bend County Commissioners Court, hereinafter referred to as "County," and Fort Bend Regional Council on Substance Abuse, Inc. (FBRC), hereinafter referred to as "Contractor," authorized to conduct business in the State of Texas.

RECITALS:

WHEREAS, County and Contractor entered an agreement for the Project, Agreement for Tobacco Prevention and Control for Health and Human Services Projects dated April 22, 2008 (collectively, the "Agreement"), attached hereto as Exhibit B, incorporated by reference as if set forth herein verbatim, and a First Amendment dated February 10, 2009. County and Contractor desire to amend said Agreement as set forth in Contractor's proposal attached hereto as Exhibit A and incorporated herein by reference as if set forth verbatim.

NOW, THEREFORE, in consideration of the foregoing, the Agreement between County and Contractor is hereby amended as follows:

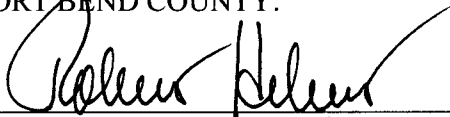
- A. An additional amount not-to-exceed \$139,425.00 (One Hundred Thirty-Nine Thousand, Four Hundred Twenty Five Dollars) shall be available for Contractor for services described in Exhibit A.
- B. Prior to the execution of this Second Amendment, Contractor was advised by County, and Contractor clearly understands and agrees, such understanding and agreement being of the absolute essence to this contract, that County shall have available the total maximum sum of \$139,425.00 specifically allocated to fully discharge any and all liabilities associated with the design services which may be incurred by County under this Agreement.
- C. Contractor does further understand and agree, said understanding and agreement also being of the absolute essence of this agreement, that the total maximum compensation that Contractor may become entitled to hereunder for design/build services and the total maximum sum that County shall become liable to pay Contractor hereunder for design/build services shall not under any conditions, circumstances or interpretations thereof exceed the sum of \$139,425.00, unless modified by further amendment.
- D. No additional funding shall be available for services provided under the Agreement without prior written consent of the Fort Bend County Commissioners Court.
- E. Except as modified herein, the Agreement remains in full force and effect and has not been modified or amended.

- F. If there is a conflict between this Second Amendment and the Agreement, the provisions of this Amendment shall prevail.

EXECUTION

This Second Amendment shall become effective upon execution by County.


FORT BEND COUNTY:



Robert E. Hebert, County Judge

12/15/09
Date

Attest:



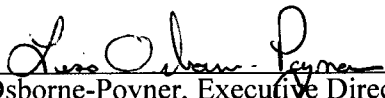
Dianne Wilson, County Clerk

APPROVED:

By: Kaye M. Reynolds
Kaye Reynolds, Deputy Director
Health & Human Services

12/15/09
Date

CONTRACTOR: Fort Bend Regional Council on Substance Abuse, Inc.



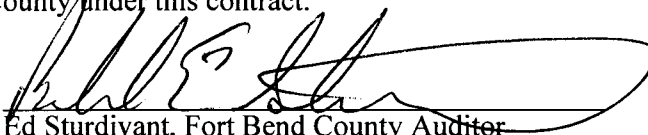
Lisa Osborne-Poyner, Executive Director

12/15/09
Date

I:MER/Agreements:FB Regional Council.Tobacco Prevention.2750.2nd Amendment.2010

AUDITOR'S CERTIFICATE

I hereby certify that funds are available in the amount of \$139,425.00 to accomplish and pay the obligation of the Fort Bend County under this contract.



Ed Sturdivant, Fort Bend County Auditor

Exhibit A: Proposal from Contractor

Exhibit B: April 22, 2008 Agreement with Contractor

Exhibit "A"



Proposal for Tobacco Prevention and Control Direct Services

History of Fort Bend Regional Council on Substance Abuse, Inc. (FBRC):

FBRC has been a key member of the Tobacco Free Fort Bend Coalition since its inception and was the recipient of Texas Department of State Health Services (DSHS) funding to provide the services in this proposal for five years, and as a subcontractor through Fort Bend County for one year.

The mission of FBRC is "Providing families and individuals substance abuse prevention, education and treatment services they need for positive change for themselves and the community."

The agency has been working in the field of alcohol and drug abuse services in Fort Bend County since 1976, and has worked through strong and enduring partnerships with residents, schools, civic organizations, churches and businesses countywide. This approach closely aligns with the coalition approach of the current DSHS funding for Tobacco Prevention and Control.

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The Partnership
for a Drug-Free
America
alliance member

Scope of Work

The Fort Bend Council on Substance Abuse, Inc. (FBRC) proposes the following services in providing the Direct Service function of the Fort Bend County Tobacco Prevention and Control Program:

Two Tobacco Prevention Specialists will be dedicated to meeting the direct service performance measures of the DSHS grant award as detailed in the following table.

Activities	Number
Proposed net increase of written community agreements	9
Number of cessation consultations with Health Care Providers	180
Number of Work Site Cessation Services Consultations	60
<u>Number of adults receiving information</u>	1000
Number of youth receiving information	1050
Number of tobacco prevention presentations	55
Number of adults attending tobacco presentations	500
Number of youth attending tobacco presentations	2000
Number of media awareness activities	10
Number of adults involved in Alternative Activities	1700
Number of youth involved in Alternative Activities	1400
Number of environmental regulatory and/or legal strategies implemented or changed	1
Number of youth receiving education/skills training	180

Alternative Activities include school and community based prevention activities such as participation in the Great American Smoke Out, Tobacco Free Kids Day, Tobacco Summit participation, Teen Ambassador projects, puppet show and other activities agreed upon by the Tobacco Free Fort Bend Coalition and designed to address tobacco cessation and prevention.

Cessation Consultations are meetings with health care providers and employers to enhance the availability and use of cessation resources. Healthcare consultations introduce physicians, dentists and pharmacists to the HHS Clinical Practice Guidelines for treating tobacco use, the American Cancer Society's Quitline and the Yes, You Can clinical tool kit.

Media Awareness activities will be conducted in conjunction with the DSHS statewide media campaigns such as DUCK, Worth-It. Share Air, Spit It Out and Yes You Can. Local media sources will be targeted to play or display supporting promotional materials to strengthen the impact of the statewide media campaign.

The Tobacco Prevention Specialists will actively recruit partnerships for the Tobacco Free Fort Bend Coalition and increase the number of **community agreements** with them for the support of the Coalition efforts in the County.

The FBRC and the Tobacco Prevention Specialists will remain active participants in the Tobacco Free Fort Bend Coalition and will work with the coalition members to achieve the strategies outlined in the 2009-2013 Strategic Plan for Tobacco Prevention and Control in Fort Bend County. These strategies include curricula, awareness, promotion of ordinances and coalition development and sustainment.

Proposed Budget

Personnel (Two Cessation Specialists)		\$97,215
Fringe Benefits		\$19,710
Travel		\$5,000
	<u>Mileage Reimbursement</u>	\$3,000
	Travel within Fort Bend County to Coalition meetings, educational and awareness events, community consultations, and etc	
	<u>Conferences and training</u>	\$2,000
	Includes travel to conferences and DSHS sponsored meetings	
Supplies		\$7,500
	To include promotional awareness material such as booklets, brochures, wallet foldouts, business cards	
Other		\$10,000
	To include conference registration, booth rental, printing of calendars, posters and etc.	
<u>Total Budget Proposed</u>		<u>\$139,425</u>
5% in-kind match		\$6,975
	For activities and support not reimbursed by the terms of the contract with Fort Bend County or by other DSHS funding.	
<u>Total Budget</u>		<u>146,400</u>