

AMENDMENT #3 TO CONTRACT EMPLOYMENT AGREEMENT
Melissa Cook
Family Nurse Practitioner

This Amendment #3 to the Contract Employment Agreement (this “Amendment #3”) is made effective July 9, 2022, between Yamhill County, a political subdivision of the State of Oregon, acting by and through its Board of Commissioners and Department of Health and Human Services (“Agency”) and Melissa Cook, FNP, an individual, 2449 SW Alice Kelley Street, McMinnville, OR 97128 (“Cook”).

RECITALS:

A. Agency and Cook are parties to that certain agreement dated as of February 7, 2019 (the “Underlying Agreement”), pursuant to which Cook provides professional clinic services to clients of Agency as directed by the HHS Director or designee. The Underlying Agreement is memorialized in Yamhill County records as Board Order 19-45. The Underlying Agreement was first amended on June 24, 2021, memorialized as Board Order 21-255 (“Amendment #1”). The Underlying Agreement was further amended on 3/10/22, memorialized as Board Order 22-72 (“Amendment #2”).

B. Agency and Cook now desire to further amend the Underlying Agreement upon the terms and conditions as more particularly set forth herein below.

C. Capitalized terms not defined herein shall have the meanings attributed to such terms in the Agreement.

NOW, THEREFORE, in consideration of the mutual covenants and agreements set forth herein below and of other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the parties hereto, Agency and Cook, intending legally to be bound, hereby agree as follows:

1. Section B, Subsection 1 of the Underlying Agreement as last amended in Amendment #2 is hereby amended to increase the rate of pay for services provided under the Underlying Agreement to \$67.51 per hour effective July 9, 2022. The balance of Section B, Subsection 1 of the Underlying Agreement remains unchanged.

2. The balance of the Underlying Agreement remains unchanged.

3. Ratification. Except as otherwise expressly modified by the terms of this Amendment #3, the Underlying Agreement shall remain unchanged and continue in full force and effect. All terms, covenants and conditions of the Underlying Agreement not expressly modified herein are hereby confirmed and ratified and remain in full force and effect, and constitute valid and binding obligations of Agency and Cook enforceable according to the terms thereof.

4. Authority. Agency and Cook and each of the persons executing this Amendment #3 on behalf of Agency and Cook hereby covenants and warrants that: (i) such party has full right and authority to enter into this Amendment #3 and has taken all action required to authorize such party (and each person executing this Amendment #3 on behalf of such party) to enter into this Amendment #3, and (ii) the person signing on behalf of such party is authorized to do so on behalf of such entity.

5. Binding Effect. All of the covenants contained in this Amendment #3 shall be binding upon and shall inure to the benefit of the parties hereto and their respective heirs, legal representatives and permitted successors and assigns.

6. Counterparts. This Amendment #3 may be executed in multiple counterparts, each of which shall be an original, but all of which shall constitute one and the same Amendment #3.

7. Recitals. The foregoing recitals are intended to be a material part of this Amendment #3 and are incorporated herein by this reference.

IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed, this Amendment #3 on the date indicated by their duly authorized officials.

MELISSA COOK, FNP

YAMHILL COUNTY

By: Melissa Cook
(signature)

Digitally signed by Melissa Cook
DN: cn=Melissa Cook, email=melissacook@yamhill.or.us
Date: 2022.06.09 16:42:16 -0700

Date: 06/09/2022

By: *Lindsay Berschauer*
LINDSAY BERSCHAUER, Chair
Board of Commissioners

Date: 7-7-2022

By: Lindsey Manfrin
LINDSEY MANFRIN, Director
Department of Health and Human Services

Date: _____

APPROVED AS TO FORM:

By: *Christian Boenisch*
CHRISTIAN BOENISCH
County Counsel

Date: 7/8/22

Accepted by Yamhill County
Board of Commissioners on
7-7-2022 by Board Order
22-214