

**SECOND AMENDMENT TO EMERGENCY BASE STATION AGREEMENT
(Banner Health Contract Number 5322-02-40138)**

THIS SECOND AMENDMENT TO EMERGENCY BASE STATION AGREEMENT (“Second Amendment”) is made and entered into as of the signature dates set forth below, to be effective as of July 1, 2019 (the “Effective Date”) by and between **Banner Health, an Arizona nonprofit corporation, d/b/a Banner Thunderbird Medical Center** (“Medical Center”) and **City of Goodyear, an Arizona municipal corporation, on behalf of its Fire Department** (“EMS Agency”). Medical Center and EMS Agency may be referred to as the “Party” and collectively as the “Parties.”

RECITALS:

- A. Medical Center and EMS Agency are parties to that certain Emergency Base Station Agreement dated effective as of December 1, 2013 as the same has been amended by that certain First Amendment to Emergency Base Station Agreement dated effective as of December 1, 2018 (as amended, the “Agreement”), wherein EMS Agency utilizes Medical Center as its base station hospital medical facility, as more particularly described therein.
- B. The Parties desire to modify and extend the term of the Agreement.
- C. The Parties desire to evidence this modification to the Agreement by execution of this Second Amendment.

NOW, THEREFORE, for and in consideration of the mutual covenants and promises contained herein, the receipt and sufficiency of which are hereby acknowledged, it is understood and agreed upon by the Parties hereto as follows:

AGREEMENT:

- 1. Amendment of Agreement. Section 3 (Term) of the Agreement shall hereby be amended to extend the term of the Agreement from the Effective Date of July 1, 2019 through June 30, 2020.
- 2. Agreement Effective. Except as otherwise expressly provided herein, the terms and conditions of the Agreement will remain unmodified and in full force and effect.
- 3. Precedence of Amendment. In the event of a conflict between the terms and conditions of this Second Amendment and the terms and conditions of the Agreement, the terms and conditions of this Second Amendment shall govern and control.
- 4. Capitalized Terms. All capitalized terms used in this Second Amendment and not otherwise defined herein shall have the meaning ascribed to such terms in the Agreement.
- 5. Incorporation. This Second Amendment shall be attached to, and made a part of, the Agreement.
- 6. Counterparts. This Second Amendment may be executed in one or more copies or counterparts, each of which when signed shall be an original, but all of which together shall constitute one instrument. Signatures submitted via telecopy or electronic signature shall have the same force and effect as original signatures and, as such, shall be valid and binding upon the parties hereto.

This Second Amendment will not be in effect until signed by both Parties.

[Signatures to Follow]

**Banner Health, an Arizona nonprofit
corporation, d/b/a Banner Thunderbird
Medical Center**

**City of Goodyear, an Arizona municipal
corporation, on behalf of its Fire Department**

By: Deb Krmpotic

By: _____

Name: Deb Krmpotic

Name: _____

Its: CEO

Its: _____

Date: June 19, 2019 | 4:44 PM MST

Date: _____

ATTEST:

APPROVED AS TO FORM:

