

**AMENDMENT No 1 TO AGREEMENT
FOR CONSULTATION AND OTHER SERVICES**

This Amendment is entered into this 31st day of August, 2012, by and between the City of Milpitas, a municipal corporation of the State of California (hereafter referred to as "CITY") and Consolidated Engineering Laboratories (CEL) (hereafter referred to as "CONSULTANT").

RECITALS

WHEREAS, the parties entered into an Agreement for professional on call inspection and testing services for various City projects, on August 4, 2009; and

WHEREAS, the parties desire to amend the Agreement to allow the CONSULTANT to provide on call testing and inspection for various city projects.

NOW THEREFORE, in consideration of the mutual covenants and conditions herein contained, the parties agree to amend the Agreement as follows:

1. The first sentence in Subsection 1.1, entitled "Term of Services" is amended to read:

The term of this Agreement shall begin on the date first noted above and shall end on **August 31, 2013**.

2. The Consultant agrees to maintain and pay for all insurance policies as stated in Section 4, entitled "Insurance Requirements" of the Agreement dated **August 4, 2009**, between Consolidated Engineering Laboratories and the City of Milpitas. The Consultant shall provide the City with renewal certificates of the current policies upon the expiration of the current policy.
3. All other provisions of the Agreement shall remain in full force and effect.

This Amendment is executed as of the date written on Page 1.

APPROVED BY:

CITY OF MILPITAS

CONSULTANT

Kathleen Phalen
Acting Public Works Director/City Engineer



Cal Dickerman
Consolidated Engineering Laboratories

Thomas C. Williams, City Manager

Michael J. Ogaz, City Attorney

ATTESTED BY:

Mary Lavelle, City Clerk