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AMENDMENT NO. 5 TO AGREEMENT FOR CONSULTATION AND OTHER SERVICES

This Amendment is entered into this 19th day of February 2013, by and between the City of Milpitas, a municipal corporation of the State of California (hereafter referred to as "CITY") and **CSG CONSULTANTS, INC.,** (hereafter referred to as "CONSULTANT").

RECITALS

WHEREAS, on December 1, 2009 the City Council authorized the City Manager to enter into a contract with Consultant and on July 1, 2009 the parties entered into an Agreement for professional consulting for **Fire Plan Review & Inspection Services**,; and

WHEREAS, the parties desire to amend the Agreement to increase the amount of compensation; and

WHEREAS, on February 19, 2013 the City Council approved increasing the amount of compensation to Consultant; and

WHEREAS, Section 8.2 "Extension" requires that all amendments to the Agreement be in writing.

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

1. Section 2. entitled "COMPENSATION" shall be amended to read:

   "City hereby agrees to pay Consultant a guaranteed maximum price not to exceed $242,760 (which includes the original contract amount of $122,400) for all services to be performed and reimbursable costs incurred under this Agreement."

2. All other provisions of the Agreement shall remain in full force and effect.

This Amendment is executed as of the date written above.

APPROVED BY:

CITY OF MILPITAS

_____
Thomas C. Williams, City Manager

_____
Michael J. Ogaz, City Attorney as to Form

_____
Albert Zamora, Fire Marshal as to Content

CSG CONSULTANTS, Inc.

_____

ATTESTED BY:

_____
Mary Lavelle, City Clerk