



AMENDMENT NO. 5
TO THE AGREEMENT FOR
CONSULTATION AND OTHER SERVICES

This Amendment is entered into this _____ day of _____ 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 October 1, 2013 the City Council authorized the City Manager to enter into a contract with Consultant and the parties entered into an Agreement dated July 1, 2013 for professional consulting for **Fire Plan Review Services**; and

WHEREAS, the parties have previously amended the Agreement on January 21, 2014 and June 17, 2014, March 17, 2015 and June 16, 2015 to increase the compensation amount and extend the end date of this Agreement to July 31, 2015; and

WHEREAS, the parties wish to further amend the Agreement to increase the compensation amount by \$22,000.00 and extend the term of the Agreement from July 31, 2015 to September 30, 2015; 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 1.1 entitled "Term of Services" shall be amended to read:

The term of this Agreement shall begin on the date first noted above and shall end on September 30, 2015. Consultant shall complete all the work described in Exhibit A prior to that date, unless the term of the Agreement is otherwise terminated or extended, as provided for in Section 8. The time provided to Consultant to complete the services required by this Agreement shall not affect the City's right to terminate the Agreement, as provided for in Section 8.

2. Section 2 entitled "Compensation" shall be amended to read:

"City hereby agrees to pay Consultant a guaranteed maximum price not to exceed the total amount of \$555,200.00, which includes \$280,000 for Fiscal year 13/14 and \$238,200.00 for fiscal year 14/15 and \$37,000 for Fiscal

Year 15/16 for all services performed and reimbursable costs incurred under this Agreement

3. All other provisions of the amended Agreement not modified by this Amendment No. 5 shall remain in full force and effect.

This Amendment is executed as of the date written on page one.

APPROVED BY:

CITY OF MILPITAS

CSG CONSULTANTS, INC.

City Manager, Thomas C. Williams

Signature of Authorized Representative

City Attorney as to form

Title of Authorized Representative

Albert Zamora, City Fire Marshal
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