

OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

FIFTH AMENDMENT TO AGREEMENT NO. 28247

28247

THIS FIFTH AMENDMENT TO AGREEMENT NO. 28247 is made and entered, in duplicate, as of March 18, 2008 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on March 25, 2003, by and between BUREAU VERITAS NORTH AMERICA, INC. (formerly known as BERRYMAN & HENIGAR), a Delaware corporation ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, the parties entered Agreement No. 28247 whereby Consultant agreed to provide specialized services requiring unique skills to be performed in connection with As-Needed Architectural & Engineering Design ("Project"); and

WHEREAS, the parties desire to extend the term the Agreement;

NOW, THEREFORE, in consideration of the mutual terms and conditions in the Agreement and in this Amendment, the parties agree as follows:

1. Section 2 of Agreement No. 28247 is amended in its entirety to read as follows:

"2. TERM. The term of this Agreement shall commence at midnight on March 25, 2003, and shall terminate at 11:59 p.m. on March 24, 2009, unless sooner terminated as provided in this Agreement, or unless the services to be performed under this Agreement or the Project is completed sooner."

2. Except as set forth in this Fifth Amendment to Agreement No. 28247; all terms and conditions of the Agreement are ratified and confirmed and shall remain in full force and effect.

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IN WITNESS WHEREOF, the parties have caused this document to be duly executed with all formalities required by law as of the date first stated above.

BUREAU VERITAS NORTH AMERICA, INC., a Delaware corporation

April 9, 2008

By [Signature]
President

Pedro Guimaraes
(Type or Print Name)

April 8, 2008

By [Signature]
Secretary

Burton K. Haines
(Type or Print Name)

"Consultant"

CITY OF LONG BEACH, a municipal corporation

May 16, 2008

By [Signature] Assistant City Manager
City Manager

"City"

EXECUTED PURS
TO SECTION 5.12
THE CITY CHARTER.

This Fifth Amendment to Agreement No. 28247 is approved as to form on

4-29, 2008.

ROBERT E. SHANNON, City Attorney

By [Signature]
Deputy

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