



**Fifth Amendment to Agreement No. 025-A-09/10-BOS
Between the County of El Dorado and
Bryan A. Stirrat & Associates, Inc.**

THIS FIFTH AMENDMENT TO AGREEMENT NO. 025-A-09/10-BOS made and entered by and between the County of El Dorado, a political subdivision of the State of California (hereinafter referred to as "County"), and Bryan A. Stirrat & Associate Inc., whose principal place of business is 1360 Valley Vista Drive, Diamond Bar, California 91765 (hereinafter referred to as "Consultant") hereby amends the Agreement as follows:

WITNESSETH

WHEREAS, County has determined that based on the site conditions and the extent of work that was not included in the Final 100% Remedial Design provided to the County by the Forest Service, the fee schedule shall be revised, the parties hereto have mutually agreed to amend Article IV, Sections A and D.

NOW, THEREFORE, County and Consultant mutually agree that Contract No. 025-A-09/10-BOS be amended a fifth time as follows:

ARTICLE IV

Compensation for Services:

- A.** For services provided herein, County agrees to pay Consultant monthly upon receipt of itemized invoice(s) detailing a description of work performed (identifying number of hours worked, individuals' name and position) on a time basis. Payments shall be made within sixty (60) days following County's receipt and approval of invoices. For the purposes hereof, the billing rate shall be in accordance with Exhibit "A" marked "Revised Cost Breakdown - Fifth Amendment" attached hereto and incorporated herein.

- D.** The total payment pursuant to this Agreement shall be amended to increase the total amount by One Hundred Five Thousand Nine Hundred Thirty Dollars (\$105,930). The total payment under this Agreement to Consultant **SHALL NOT EXCEED One Million Five Hundred Three Thousand Eight Hundred Forty Dollars (\$1,503,840).**

All other sections of the Agreement No. 025-A-09/10-BOS, dated the 1st day of June, 2010, the First Amendment to Agreement No. 025-A-09/10-BOS, dated the 14th day of December, 2010, the Second Amendment to Agreement No. 025-A-09/10-BOS, dated the 15th day of November, 2011, the Third Amendment to Agreement No. 025A-09/10-BOS, dated the 17th day of April, 2012, and the Fourth Amendment to Agreement No. 025-a-09/10-BOS, dated the 18th day of December, 2012, shall remain unchanged and in full force.

Requesting Contract Administrator Concurrence:

By: _____ Dated: _____
Greg Stanton
Deputy Director of Environmental Management
Community Development Agency

Requesting Division Director Concurrence:

By: _____ Dated: _____
Gerri Silva
Environmental Management Division Director
Community Development Agency

Requesting Department Head Concurrence:

By: _____ Dated: _____
Kimberly Kerr
Interim Director
Community Development Agency

IN WITNESS WHEREOF, the parties hereto have executed this Fifth Amendment to Agreement No. 025-A-09/10-BOS the day and year first below written.

- - COUNTY OF EL DORADO - -

Dated: _____

By: _____

Ron Briggs, Chair
Board of Supervisors
"County"

ATTEST:
James S. Mitrison
Clerk of the Board of Supervisors

By: _____
Deputy Clerk

Dated: _____

- - CONSULTANT - -

Bryan A. Stirrat & Associates Inc.
(A CALIFORNIA CORPORATION)

By: _____

Bryan A. Stirrat & Associates
Bryan Stirrat, President
"Consultant"

Dated: _____

By: _____

Corporate Secretary

Dated: _____