

SUPPLEMENTAL AGREEMENT

Project Title and Job Number: Samuel C. Pannell Comm Center – Toxics Remediation Date: Dec.12, 2006
Purchase Order #: 99-134-5 Supplemental Agreement No.: 5

The City of Sacramento ("City") and Lee & Ro, Inc. ("Consultant"), as parties to that certain Consultant and Professional Services Agreement designated as Agreement Number 99-134, including any and all prior supplemental agreements modifying said agreement (said agreement and supplemental agreements are hereafter collectively referred to as the "Agreement"), hereby supplement and modify the Agreement as follows:

1 The scope of Services specified in Exhibit A of the Agreement is amended as follows:

Perform Tasks per Exhibit "A" of this Agreement, extending operation & monitoring of remediation systems to October 1, 2007.

2 In consideration of the additional and/or revised services described in section 1, above, the maximum not-to-exceed amount that is specified in Exhibit B of the Agreement for payment of Consultant's fees and expenses, is **increased** by **\$151,340**, and said maximum not-to-exceed amount is amended as follows:

Agreement's original not-to-exceed amount :	\$394,625 00
Net change by previous supplemental agreements:	\$589,051 00
Not-to-exceed amount prior to this supplemental agreement:	\$983,676 00
Increase by this supplemental agreement:	\$151,340 00
New not-to exceed amount including all supplemental agreements:	\$1,135,016 00

3 Consultant agrees that the amount of increase or decrease in the not-to-exceed amount specified in section 2, above, shall constitute full compensation for the additional and/or revised services specified in section 1, above, and shall fully compensate Consultant for any and all direct and indirect costs that may be incurred by Consultant in connection with such additional and/or revised services, including costs associated with any changes and/or delays in work schedules or in the performance of other services or work by Consultant.

4 Consultant warrants and represents that the person or persons executing this supplemental agreement on behalf of Consultant has or have been duly authorized by Consultant to sign this supplemental agreement and bind Consultant to the terms hereof

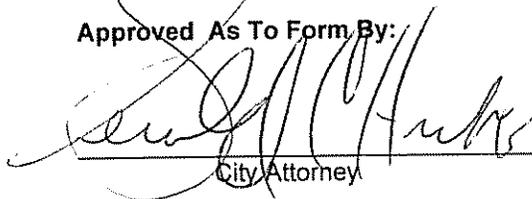
5 Except as specifically revised herein, all terms and conditions of the Agreement shall remain in full force and effect, and Consultant shall perform all of the services, duties, obligations, and conditions required under the Agreement, as supplemented and modified by this supplemental agreement

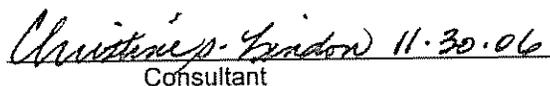
Approval Recommended By:


Project Manager

Approved By:

Approved As To Form By:


City Attorney


Consultant

Approved By:

Attested To By:

City of Sacramento

City Clerk