

**City and County of San Francisco  
San Francisco Public Works  
1155 Market Street, 4<sup>th</sup> Floor  
San Francisco, CA 94103**

**Fifth Amendment  
(Attachment A)**

THIS AMENDMENT (this “Amendment”) is made as of \_\_\_\_\_, in San Francisco, California, by and between **Harris & Associates, Inc.** (“Contractor”), and the City and County of San Francisco, a municipal corporation (“City”), acting by and through its Director of the Office of Contract Administration.

**RECITALS**

WHEREAS, City and Contractor have entered into the Agreement (as defined below); and  
WHEREAS, City and Contractor desire to modify the Agreement on the terms and conditions set forth herein to extend the term of the Agreement and update standard contractual clauses;

NOW, THEREFORE, Contractor and the City agree as follows:

**1. Definitions.** The following definitions shall apply to this Amendment:

**1a. Agreement.** The term “Agreement” shall mean the Agreement dated August 9, 2006 between Contractor and City, as amended by the:

First amendment,	dated August 20, 2009,
Second amendment,	dated April 23, 2010,
Third amendment,	dated February 8, 2013, and
Fourth amendment	dated March 31, 2015

**1b. Contract Monitoring Division. Contract Monitoring Division.** Effective July 28, 2012, with the exception of Sections 14B.9(D) and 14B.17(F), all of the duties and functions of the Human Rights Commission under Chapter 14B of the Administrative Code (LBE Ordinance) were transferred to the City Administrator, Contract Monitoring Division (“CMD”). Wherever “Human Rights Commission” or “HRC” appears in the Agreement in reference to Chapter 14B of the Administrative Code or its implementing Rules and Regulations, it shall be construed to mean “Contract Monitoring Division” or “CMD” respectively.

**1c. Other Terms.** Terms used and not defined in this Amendment shall have the meanings assigned to such terms in the Agreement.

**2. Modifications to the Agreement.** The Agreement is hereby modified as follows:

**2a. Section 3.** Section 3 “Term of the Agreement” of the Agreement currently reads as follows:

**3. Term of the Agreement**

Subject to Section 2, the term of this Agreement shall be from August 15, 2006 to August 11, 2016.

**Such section is hereby amended in its entirety to read as follows:**

**3. Term of the Agreement**

Subject to Section 2, the term of this Agreement shall be from August 15, 2006 to May 11, 2020.

**3. Effective Date.** Each of the modifications set forth in Section 2 shall be effective on and after the date of this Amendment.

**4. Legal Effect.** Except as expressly modified by this Amendment, all of the terms and conditions of the Agreement shall remain unchanged and in full force and effect.