

THIRD AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF SOUTH SAN FRANCISCO AND DU-ALL SAFETY

THIS THIRD AMENDMENT TO THE CONSULTING SERVICES AGREEMENT is made at South San Francisco, California, as of July 10, 2019 by and between THE CITY OF SOUTH SAN FRANCISCO ("City"), a municipal corporation, and DU-ALL SAFETY ("Contractor"), (sometimes referred together as the "Parties") who agree as follows:

RECITALS

A. On July 17, 2016, City and Contractor entered that certain Consulting Services Agreement ("Agreement") whereby Contractor agreed to provide safety consulting services and training for the City. A true and correct copy of the Agreement and its exhibits is attached as Exhibit B.

B. On September 6, 2017, City and Contractor amended the Consulting Services Agreement ("First Amendment") to provide for an additional year of Consultant services. A true and correct copy of the First Amendment and its exhibits is attached as Exhibit C.

C. On June 27 2018, City and Contractor amended the Consulting Services Agreement ("Second Amendment") to provide for another additional year of Consultant services. A true and correct copy of the Second Amendment and its exhibits is attached as Exhibit D.

D. City and Contractor now desire to amend the Agreement.

NOW, THEREFORE, for and in consideration of the promises and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, City and Contractor hereby agree as follows:

1. All terms which are defined in the Agreement shall have the same meaning when used in this Amendment, unless specifically provided herein to the contrary.
2. Section 1. The July 1, 2019 end date for the term of services identified in Section 1 of the Agreement is hereby replaced with January 1, 2020.
3. Section 2. Section 2 of the Agreement shall be amended such that the City agrees to pay Contractor a sum not to exceed \$445,000, with the understanding that up to \$339, 700 has already been paid to Contractor.

Contractor agrees this is the City's total contribution for payment of costs under the Agreement unless additional payments are authorized in accordance with the terms of the Agreement and said terms of payment are mutually agreed to by and between the parties in writing.

4. Scope of Services. The Scope of services is amended and attached as Exhibit A to this Amendment.

All other terms, conditions and provisions in the Agreement remain in full force and effect. If there is a conflict between the terms of this Amendment and the Agreement, the terms of the

Agreement will control unless specifically modified by this Amendment.

Dated: _____

CITY OF SOUTH SAN FRANCISCO

CONTRACTOR

By: _____
City Manager

By: _____
Du-All Safety

DU-ALL SAFETY

Approved as to Form:

By: _____
City Attorney

EXHIBIT A

City of South San Francisco

DU-ALL

Safety Scope of Work

July 2019

Action Item	Timeframe
Safety Committee Meetings	Every two months
Conduct Facility Inspections	Monthly
Continue regular and periodic inspections of field crews and work areas	Monthly
Conduct Emergency Action Plan (EAP) Training for MSB and City Hall Finalize Hazard Communication Program Finalize Respiratory Program for PD Develop Respiratory Program for Public Works and FD Conduct Forklift training (PW) Conduct Heat Illness Prevention training (PW)	July, 2019
Conduct Hotwork Training Conduct Portable Ladder Training Develop Personal Protective Equipment Program Conduct Bloodborne Pathogens training (PW) Conduct Silica training (PW) Conduct LOTO training (PW)	August, 2019
Conduct Safety Responsibilities for Managers and Supervisors Training Develop Hearing Conservation Program Develop Workplace Violence Program	September, 2019
Finalize Written lockout/tagout procedures Develop Equipment-Specific lockout/tagout procedures Conduct Lockout/Tagout Training Conduct Facility Evacuation Drills	October, 2019

<p>Conduct ATD, BBP and Respiratory Protection Training for PD and FD</p> <p>Develop Hotwork Plan</p> <p>Develop Silica (Respirable) Program</p> <p>Conduct Fall Protection Competent Person training</p>	November, 2019
<p>Develop Spill Prevention Control and Countermeasures Plan (SPCC)</p> <p>Conduct ATD, BBP and Respiratory Protection Training for PD and FD</p> <p>Develop ARC Flash Program</p> <p>Conduct Workplace Violence/Active Shooter training</p>	December, 2019