



CITY OF GARDEN GROVE OFFICE OF THE CITY CLERK

*Safeguard all official records of the City.
Conduct municipal elections and oversee legislative administration.
Provide reliable, accurate, and timely information to the
City Council, staff, and the general public.*

Steve Jones

Mayor

Diedre Thu-Ha Nguyen

Mayor Pro Tem - District 3

George S. Brietigam

Council Member - District 1

John R. O'Neill

Council Member - District 2

Patrick Phat Bui

Council Member - District 4

Stephanie Klopfenstein

Council Member - District 5

Kim Bernice Nguyen

Council Member - District 6

May 26, 2022

Bureau Veritas North America, Inc.
1940 E Deere Ave, Ste 210
Santa Ana, CA 92705

Attention: Trang Huynh

Enclosed is a copy of Amendment No. 1 to the Agreement by and between the City of Garden Grove and Bureau Veritas North America, Inc., to provide on-call building plan review, and/or contractual services as needed.

The agreement was approved by the City Council on April 26, 2022.

Sincerely,

Teresa Pomeroy, CMC
City Clerk

By: Liz Vasquez
Deputy City Clerk

Enclosures

c: Finance Department/Purchasing
Community and Economic Development

CITY OF GARDEN GROVE

AMENDMENT NO. 1

This Amendment No. **1** is made and entered into this 26TH day of April, 2022, by and between the **CITY OF GARDEN GROVE**, hereinafter referred to as "CITY", and **BUREAU VERITAS NORTH AMERICA, INC.** hereinafter referred to as "CONTRACTOR".

WHEREAS, CONTRACTOR and CITY entered into Contract No. B220257, dated **September 28, 2021** for On-Call Building Plan Review and/or Contractual Services, as needed (the "Existing Contract").

WHEREAS, CONTRACTOR and CITY desire to amend the Existing Contract as provided herein.

Now, therefore, it is mutually agreed, by and between the parties as follows:

Section 3.1., COMPENSATION - shall be amended as follows:

Contractor shall be compensated in accordance with the Rate and Services Structure set forth in Attachment "A" of the Existing Contract. The contract price is hereby increased by **\$250,000.00**, for a total not to exceed compensation amount of \$500,000.00 to cover increased services requested by CITY.

Except as expressly amended hereby, all of the terms and conditions in the Existing Contract remain in full force and effect as originally executed.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the parties have caused this Amendment No. **1** to the Existing Contract to be executed by their respective officers duly authorized on the date first written above.

Date: 5/18/22

"CITY"
CITY OF GARDEN GROVE

By: 
City Manager

ATTESTED:

Deputy City Clerk

Date: 5/25/22

"CONTRACTOR"
BUREAU VERITAS NORTH AMERICA, INC.


By: (see next page)

Name: _____

Title: _____

Date: _____

If CONTRACTOR is a corporation, a Corporate Resolution and/or Corporate Seal are required. If a partnership, Statement of Partnership must be submitted to CITY.

APPROVED AS TO FORM:

Garden Grove City Attorney
4-20-2022
Date

IN WITNESS WHEREOF, the parties have caused this Amendment No. **1** to the Existing Contract to be executed by their respective officers duly authorized on the date first written above.

Date: 5/18/22

"CITY"
CITY OF GARDEN GROVE

By: [Signature]
City Manager

ATTESTED:
[Signature]
Deputy City Clerk

Date: 5/25/22

"CONTRACTOR"
BUREAU VERITAS NORTH AMERICA, INC.

By: [Signature]

Name: Craig Baptista

Title: Vice President

Date: May 3, 2022

If CONTRACTOR is a corporation, a Corporate Resolution and/or Corporate Seal are required. If a partnership, Statement of Partnership must be submitted to CITY.

APPROVED AS TO FORM:

Garden Grove City Attorney

Date

**UNANIMOUS WRITTEN CONSENT
IN LIEU OF THE ANNUAL MEETING OF THE
STOCKHOLDER AND
BOARD OF DIRECTORS**

The undersigned, being the Stockholder and Board of Directors of Bureau Veritas North America, Inc., a Delaware corporation (the "Corporation"), acting pursuant to Delaware General Corporation Law, hereby consent to the adoption of the following resolutions:

1. Appointment by Stockholder

RESOLVED, that the following individuals be, and they hereby are, elected as the Directors of the Corporation, to serve until the next annual meeting of the Stockholder of the Corporation, or until his or her earlier resignation, removal from office, or death:

Shawn Till
Heather B. Bush

2. Appointment by Directors

RESOLVED, that the following individuals be, and they hereby are elected to the offices set forth opposite their names, to serve until their respective successors are elected and have qualified, or until their earlier resignation, removal from office, or death:

- Shawn Till - Chief Executive Officer and President
- Riad Habib – Senior Vice President
- Keith Grogan – Vice President
- Ronald Stupi – COO (B&I) and Senior Vice President
- Heather B. Bush –Vice President and Secretary
- Linda Davachi– Chief Financial Officer and Treasurer
- Hilaire Fournier – Deputy CFO and Deputy Treasurer
- Van Tran - Vice President
- Craig Baptiste – Vice President
- Jorges Hercules - Vice President
- Phil Heaton – Vice President
- Waylon Sharp – Vice President
- Shawn Heier – Vice President
- Gus Guerrero – Vice President
- Kevin Summers – Assistant Treasurer

3. Dividend Declaration

RESOLVED, that this Corporation declares a dividend of [REDACTED] to holders of record as of April 12, 2022, payable no later than May 2, 2022, subject to compliance with applicable provisions of state law.

4. Confirmation of Actions

RESOLVED, that the actions taken to date by the Directors and officers of the Corporation are and have been in the best interests of the Corporation and are hereby in all respects ratified, approved, confirmed and adopted as the actions of the Corporation.

5. Counterparts

RESOLVED, that this written consent may be executed in any number of counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same document, and any counterpart executed and transmitted by facsimile shall constitute a valid and binding execution and delivery by such party and shall constitute an enforceable original document.

IN WITNESS WHEREOF, the undersigned have executed this Written Consent effective as of the 12th day of April 2022.

BUREAU VERITAS HOLDINGS, INC.

DIRECTORS:

By: _____


Shawn Till, President

Shawn Till


Heather B. Bush

BUREAU VERITAS NORTH AMERICA, INC.

CERTIFICATE OF INCUMBENCY

I, Heather B. Bush, hereby certify that I am the duly elected and qualified Secretary of BUREAU VERITAS NORTH AMERICA, INC., a corporation organized and existing under the laws of the State of Delaware (the "Corporation"), and further certify, on behalf of the Corporation, that the person named below, acting singly, has the full authority of the Board of Directors to act on behalf of the Corporation with respect to the execution of any and all agreements binding the Corporation.

AUTHORIZED SIGNATORY

Manuel (Craig) Baptista – Vice President

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Corporation on March 24, 2020.



By:

Heather B. Bush
Heather B. Bush, Secretary

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this 24th day of March, 2020 by Heather B. Bush as Vice President and Secretary of Bureau Veritas North America, Inc.

[Signature]

Notary Public



Attachment "A"
RATE AND SERVICES STRUCTURE

RATE AND SERVICE STRUCTURE

RATE AND SERVICE STRUCTURE

CITY OF GARDEN GROVE - PLAN CHECK, INSPECTION AND BUILDING CONTRACTUAL SERVICES

PLAN CHECK PERCENTAGE OF FEE, BASED ON CITY'S COLLECTED FEES	
Project Valuation	% of City Plan Check Fee
\$1 Million or Less	65%
\$1 Million to \$10 Million	60%
\$10 Million to \$50 Million	50%
\$50 Million and Greater	40%
Percentage of fees above for first-time check and re-check and includes shipping and courier service.	
HOURLY RATES	
Building & Safety Personnel	Hourly Billing Rate
Assistant Building Official	\$145.00
Plan Check Engineer (P.E., S.E.)	\$130.00
M/E/P Plan Check Engineer	\$120.00
ICC Plans Examiner	\$110.00
CASp 2 (ADA Scoping, Design Assessments and ROW Support)	\$150.00
CASp 1 (Jurisdictional Plan Review and Inspections)	\$120.00
Building Inspector	\$85.00 - \$98.00
Code Enforcement Officer	\$75.00 - \$95.00
Permit Technician	\$65.00 - \$75.00

Expedited plan reviews will be an additional 1.25 times the fees shown above. Overtime (OT) will be charged at 1.5 times the standard hourly rate. No overtime will be charged without approval. Rates and cost estimates shown above exclude per diem, prevailing wage and union rates. Should these be applicable, BV will discuss and negotiate fees to account for increased personnel costs. Mileage incurred using personal vehicles will be charged at the current IRS rate.

PLAN REVIEW TURNAROUND TIMES

Type of Job	Turnaround Time- First-Check	Turnaround Time - Re-Check
Residential:		
New Construction	7	5
Addition	5	3
Remodel	5	3
Multi-Residential	10*	5
Non-Residential:		
New Construction	10*	5
Addition	7*	5
Remodel	7*	5

*Extremely large and/or complex projects can be negotiated.

INSPECTION TURNAROUND TIMES

Inspection Services	Inspections performed the day following request; weekend and emergency inspections upon request
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City of Garden Grove
Compliance Summary Report

Vendor Number	Vendor Name	AM Best Rating	Insurance Carrier	Policy #	Eff. Date	Exp. Date	Coverage
V01514	BUREAU VERITAS NORTH AMERICA, INC.	Compliant					
		A+p , XV	Hartford Fire Insurance Company	10ABS41202 (AOS)	1/1/2022	1/1/2023	Auto Liability
		A+p , XV	Hartford Fire Insurance Company	10ABS41203 (HI)	1/1/2022	1/1/2023	Auto Liability
		A+g , XV	Allianz Global Risks US Insurance Company	USL00159322	1/1/2022	1/1/2023	General Liability
		A+g , XV	Allianz Global Risks US Insurance Company	USF00248022	1/1/2022	1/1/2023	Professional Liability
		A+p , XV	Trumbull Insurance Company	10WNS41200	1/1/2022	1/1/2023	Workers Comp

Risk Profile : Construction with Design & Build
Required Additional Insured : City of Garden Grove, its officers, officials, agents, employees and volunteers