

**AMENDMENT NUMBER FOUR  
TO PROFESSIONAL SERVICES AGREEMENT  
WITH  
AGA ENGINEERS, INC.**

This Amendment Number Four ("Amendment") is made and entered into this 16th day of February, 2021 ("Effective Date"), by and between the CITY OF COSTA MESA, a municipal corporation ("City"), and AGA ENGINEERS, INC., a California corporation ("Consultant").

WHEREAS, City and Albert Grover & Associates, Inc. entered into an agreement on January 3, 2018 for Albert Grover & Associates, Inc. to provide traffic and transportation engineering consulting services in connection with the Interstate 405 (I-405) Improvement Project (the "Agreement"); and

WHEREAS, on January 15, 2019, City and Albert Grover & Associates, Inc. amended the Agreement to increase Albert Grover & Associates, Inc.'s maximum compensation; and

WHEREAS, on September 3, 2020, City and Consultant amended the Agreement to reflect the assignment of the Agreement from Albert Grover & Associates, Inc. to Consultant; and

WHEREAS, Section 4.1 of the Agreement provides for a term of three (3) years, with the option to extend the term for two (2) additional one (1) year periods; and

WHEREAS, on January 2, 2021, City and Consultant extended the term of the Agreement for one (1) year, through January 2, 2022; and

WHEREAS, City now desires to increase Consultant's maximum compensation to One Hundred Nine Thousand Nine Hundred Ninety-Nine Dollars (\$109,999.00) to enable City to use Consultant for additional traffic and transportation engineering consulting services.

NOW, THEREFORE, for valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. Section 2.1 of the Agreement shall be amended to reflect that Consultant's total compensation shall not exceed One Hundred Nine Thousand Nine Hundred Ninety-Nine Dollars (\$109,999.00).
2. All terms not defined herein shall have the same meaning and use as set forth in the Agreement.
3. All other terms, conditions, and provisions of the Agreement not in conflict with this Amendment shall remain in full force and effect.
4. This Amendment may be executed in one or more counterparts, each of which shall be deemed an original. All counterparts shall be construed together and shall constitute one agreement. Counterpart written signatures may be transmitted by facsimile, email or other electronic means and have the same legal effect as if they were original signatures.

[Signatures appear on following page.]

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be executed by and through their respective authorized officers, as of the date first written above.

CITY OF COSTA MESA

Yoni Am-Janus H  
City Manager

Date: 2/25/21

CONSULTANT

Chalab  
Signature

Date: 2/17/2021

CHALAB K-SADAM, President  
Name and Title

ATTEST:

Brenda Green 2/25/2021  
City Clerk



APPROVED AS TO FORM:

Kimberly Hall Barber  
City Attorney

Date: 2/24/21

APPROVED AS TO INSURANCE:

Pruf  
Risk Management

Date: 2/22/21

APPROVED AS TO CONTENT:

[Signature]  
Project Manager

Date: 2/23/21

DEPARTMENTAL APPROVAL:

Raja Sethuram  
Public Services Director

Date: 2-23-2021

APPROVED AS TO PURCHASING:

[Signature]  
Finance Director

Date: February 22, 2021