

**AMENDMENT NUMBER ONE
TO PROFESSIONAL SERVICES AGREEMENT
WITH
SOUND MEDIA FUSION, LLC**

This Amendment Number One ("Amendment") is made and entered into this 6th day of April, 2021 ("Effective Date"), by and between the CITY OF COSTA MESA, a municipal corporation ("City"), and SOUND MEDIA FUSION, LLC, a California limited liability company ("Consultant").

WHEREAS, City and Consultant entered into an agreement on March 1, 2021 for Consultant to provide sound monitoring services (the "Agreement"); and

WHEREAS, City and Consultant desire to amend the Scope of Services as set forth in Exhibit "A," attached hereto and incorporated herein by this reference; and

WHEREAS, City desires to increase Consultant's maximum compensation accordingly to Fifteen Thousand Dollars (\$15,000.00).


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

1. The Scope of Services shall be amended as set forth in Exhibit A.
2. Section 2.1 of the Agreement shall be amended to reflect that Consultant's total compensation shall not exceed Fifteen Thousand Dollars (\$15,000.00). Consultant shall be paid according to the fee schedule set forth in Exhibit A.
3. All terms not defined herein shall have the same meaning and use as set forth in the Agreement.
4. All other terms, conditions, and provisions of the Agreement not in conflict with this Amendment shall remain in full force and effect.
5. 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


Purchasing Officer

Date: April 27, 2021

CONSULTANT


Gary Hardesty, Director

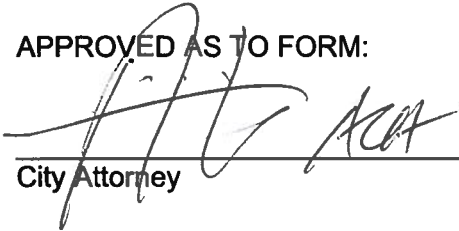
Date: 4-22-21

ATTEST:

Brenda Green 4/29/2021
City Clerk



APPROVED AS TO FORM:


City Attorney

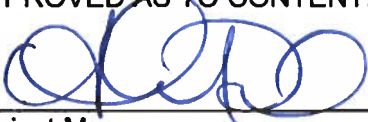
Date: 4/29/2021

APPROVED AS TO INSURANCE:


Risk Management

Date: 4/27/21

APPROVED AS TO CONTENT:


Project Manager

Date: 4/27/21


DEPARTMENTAL APPROVAL:



Assistant City Manager

Date: April 27, 2021

APPROVED AS TO PURCHASING:



Finance Director

Date: April 27, 2021

EXHIBIT A

AMENDED SCOPE OF SERVICES

City of Costa Mesa- Noise Study March 24, 2021

Scope of Work	Costs		
Work to occur over a period of three (3) days between the hours of 4:00am to 4:00pm. Dates and location to be determined.	Initial cost for one day	Two additional days x \$2,000.00 per day	Sub Total
1. Perform an acoustic simulation to demonstrate maximum allowable noise in this area, based on the Costa Mesa noise ordinance. 2. Measure sound levels to determine actual noise levels as they relate to Code. 3. Compile a detailed report on our findings, including recommendations.	\$5,400.00	\$4,000.00	\$9,800.00
Attend meetings to discuss our findings, as may be required. (To be scheduled)	\$1,500.00 per occurrence		\$1,500.00
Perform additional sound measurements if requested (4 hour site time)	\$700.00 per occurrence		\$700.00
Attend meetings to discuss follow up findings, as may be required. (Tentative)	\$1,500.00 per occurrence		\$1,500.00

Potential Total:	\$15,000.00
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