

**AMENDMENT NUMBER TWO
TO PROFESSIONAL SERVICES AGREEMENT
WITH
THE NATELSON DALE GROUP, INC.**

This Amendment Number Two ("Amendment") is made and entered into as of the 20th day of January, 2021 ("Effective Date"), by and between the CITY OF COSTA MESA, a municipal corporation ("City"), and THE NATELSON DALE GROUP, INC., a California corporation ("Consultant").

WHEREAS, City and Consultant entered into an agreement on January 23, 2019 for Consultant to provide fiscal impact analysis services in connection with the proposed One Metro West Project (the "Agreement"); and

WHEREAS, on May 4, 2020, City and Consultant amended the Scope of Services and increased Consultant's maximum compensation to Thirty-Three Thousand Seven Hundred Seventy-Five Dollars (\$33,775.00); and

WHEREAS, City now desires to increase Consultant's maximum compensation to Thirty-Seven Thousand Three Hundred Sixty-Two Dollars and Fifty Cents (\$37,362.50); and

WHEREAS, City and Consultant intend and desire that this Amendment be effective retroactive to the Effective Date.

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

1. This Amendment shall be effective retroactive to the Effective Date.
2. Section 2.1 of the Agreement shall be amended to reflect that Consultant's total compensation shall not exceed Thirty-Seven Thousand Three Hundred Sixty-Two Dollars and Fifty Cents (\$37,362.50).
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.

[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

Alan Amador
City Manager

Date: 7/14/21

CONSULTANT

Roger A. Dale
Signature
ROGER A. DALE, PRESIDENT
Name and Title

Date: 6/22/21

ATTEST:

Brenda Green 7/20/2021
City Clerk



APPROVED AS TO FORM:

Kimberly Jean Barber
City Attorney

Date: 7/8/21

APPROVED AS TO INSURANCE:

Duf
Risk Management

Date: 6/24/21

APPROVED AS TO CONTENT:

[Signature]
Project Manager

Date: 7/20/21

DEPARTMENTAL APPROVAL:



Economic and Development Services
Director

Date: 6/24/14

APPROVED AS TO PURCHASING:



Finance Director

Date: 6/24/21