

**AMENDMENT NUMBER THREE
TO PROFESSIONAL SERVICES AGREEMENT
WITH
INTERWEST CONSULTING GROUP INC.**

This Amendment Number Three (“Amendment”) is made and entered into this 20th day of September, 2022 (“Effective Date”), by and between the CITY OF COSTA MESA, a municipal corporation (“City”), and INTERWEST CONSULTING GROUP INC., a Colorado corporation (“Consultant”).

WHEREAS, City and Consultant entered into an agreement dated January 15, 2019 for Consultant to provide construction support services in connection with the I-405 Improvement Project (the “Agreement”); and

WHEREAS, City and Consultant increased Consultant’s maximum compensation to Three Hundred Fifty Thousand Dollars (\$350,000.00) to enable City to use Consultant for additional construction support services through Amendment Number One to the Agreement, dated February 16, 2021; 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, City and Consultant extended the term of the Agreement for one (1) year, through January 14, 2023, through Amendment Number Two to the Agreement, dated January 14, 2022; and

WHEREAS, City and Consultant now desire to increase Consultant’s maximum compensation to Four Hundred Thousand Dollars (\$400,000.00) to enable City to use Consultant for additional construction support services for the I-405 Improvement Project.

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 Four Hundred Thousand Dollars (\$400,000.00).
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 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.

[Signature page follows.]

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.

CONSULTANT

Signature

Date: _____

Name and Title

CITY OF COSTA MESA

Lori Ann Farrell Harrison
City Manager

Date: _____

ATTEST:

Brenda Green
City Clerk

APPROVED AS TO FORM:

Kimberly Hall Barlow
City Attorney

Date: _____

APPROVED AS TO INSURANCE:

Ruth Wang
Risk Management

Date: _____

APPROVED AS TO CONTENT:

Jennifer Rosales
Project Manager

Date: _____

DEPARTMENTAL APPROVAL:

Raja Sethuraman
Public Works Director

Date: _____

APPROVED AS TO PURCHASING:

Carol Molina
Finance Director

Date: _____