

**AMENDMENT NUMBER FIVE
TO PROFESSIONAL SERVICES AGREEMENT
FOR ADMINISTERING AND MONITORING WASTE HAULER OPERATORS**

This Amendment is made and entered into this 1st day of October, 2016 ("Effective Date"), by and between the CITY OF COSTA MESA, a municipal corporation ("City"), and MICHAEL BALLIET, an individual ("Consultant").

WHEREAS, Consultant and City entered into an agreement on October 1, 2011 for Consultant to provide services relating to administering and monitoring waste hauler operators (the "Agreement"); and

WHEREAS, the City Council authorized the Director of Public Services to execute up to five (5) one (1) year extensions of the Agreement at the time it approved the Agreement; and

WHEREAS, Consultant and City entered into previous amendments to extend the Agreement and now desire to further extend the term of the Agreement as authorized.

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

1. The term of the Agreement shall be extended through September 30, 2017.
2. Consultant's compensation shall not exceed Thirty-Six Thousand Nine Hundred Eighty-Five Dollars (\$36,985.00) for services rendered during the extended term.
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 and previous amendments shall remain in full force and effect.

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



Interim Public Services Director

CONSULTANT



11-1-16

Michael Balliet

ATTEST:



Brenda Green

City Clerk

APPROVED AS TO FORM:

[Signature]

City Attorney

APPROVED AS TO INSURANCE:

[Signature]

Risk Management

APPROVED AS TO CONTENT:

[Signature]

Project Manager

APPROVED AS TO PURCHASING:

[Signature]

Interim Finance Director