

**AMENDMENT NUMBER THREE TO
PROFESSIONAL SERVICES AGREEMENT WITH
KOA CORPORATION**

This Amendment Number Three ("Amendment") is made and entered into this 25th day of April, 2023 ("Effective Date"), by and between the CITY OF COSTA MESA, a municipal corporation ("City") and KOA CORPORATION ("Consultant").

WHEREAS, City and Consultant entered into an agreement on May 21, 2019, for Consultant to provide engineering and design services in connection with public improvements to Adams Avenue (the "Agreement"); and

WHEREAS, City and Consultant entered into Amendment Number One on May 20, 2020 to extend the term through March 31, 2022; and

WHEREAS, City and Consultant entered into Amendment Number Two on March 1, 2022 to extend the term through March 31, 2023; and


WHEREAS, The Parties now desire to extend the Agreement for one additional year.

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

1. Section 4.1 of the Agreement is amended to extend the term of the Agreement through March 31, 2024. This extension is retroactively to March 31, 2023.
2. All terms not defined herein shall have the same meaning and use as set forth in the Agreement, as amended.
3. All other terms, conditions, and provisions of the Agreement, as amended, 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 together with this Amendment, Amendment Number One, and Amendment Number Two.

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 above written.

CONSULTANT



Min Zhou, CA Regional Manager
Name and Title

Date: 5/2/2023

CITY OF COSTA MESA

Lori Ann Farrell Harrison
Lori Ann Farrell Harrison
City Manager

Date: 6/7/23

ATTEST:

Brenda Green 6/8/2023
Brenda Green
City Clerk



APPROVED AS TO FORM:

Kimberly Hall Barlow
Kimberly Hall Barlow
City Attorney

Date: 5/24/23

APPROVED AS TO INSURANCE:

Ruth Wang
Ruth Wang
Risk Management

Date: 5/18/23

APPROVED AS TO CONTENT:

Ramin Nikoui
Ramin Nikoui
Project Manager

Date: 5/3/23

DEPARTMENTAL APPROVAL:

Raja Sethuraman
Raja Sethuraman
Public Works Director

Date: 5-4-23

APPROVED AS TO PURCHASING:

Carol Molina
Carol Molina
Finance Director

Date: May 10, 2023