

**AMENDMENT NUMBER FOUR TO
PROFESSIONAL SERVICES AGREEMENT
WITH
KEYSER MARSTON ASSOCIATES, INC.**

This Amendment Number Four ("Amendment") is dated January 25, 2024 ("Effective Date"), by and between the CITY OF COSTA MESA, a municipal corporation ("City") and KEYSER MARSTON ASSOCIATES, INC., a California corporation ("Consultant").

WHEREAS, City and Consultant entered into an agreement on February 8, 2021, for Consultant to provide consulting services in connection with affordable housing projects (the "Agreement"); and

WHEREAS, City and Consultant entered into Amendment One on February 8, 2023, to extended the term of the Agreement through February 7, 2024; and

WHEREAS, City and Consultant entered into Amendment Two on April 4, 2023, to increase Consultant's maximum compensation for a total amount not to exceed Seventy Thousand Dollars (\$70,000); and

WHEREAS, City and Consultant entered into Amendment Three on September 1, 2023, to increase Consultant's maximum compensation for a total amount not to exceed One Hundred Thousand Dollars (\$100,000); and

WHEREAS, City and Consultant now desire to amend the Agreement to increase compensation by Fifty-Five Thousand and Three Hundred Dollars (\$55,300), to provide for additional services related to the proposed Inclusionary Housing program; and

WHEREAS, Section 4.1 of the Agreement provides for the term of the Agreement to be amended if agreed to in writing by the parties; and

WHEREAS, City and Consultant desire to increase Consultant's maximum compensation and extend the term of the Agreement.

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

1. Section 1.1 of the Agreement is amended to add to the Scope of Services as more specifically set forth in Exhibit A.
2. Section 2.1 of the Agreement is amended to increase Consultant's compensation by \$55,300 as more specifically set forth in Exhibit A to this

Amendment. As of the effective date of this Amendment, Consultant's total compensation shall not exceed \$155,300.

3. The term of the Agreement shall be extended through February 7, 2025.
4. All terms not defined herein shall have the same meaning and use as set forth in the Agreement, as amended.
5. All other terms, conditions, and provisions of the Agreement, as amended, shall remain in full force and effect.
6. 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.

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

Kathleen Head
Kathleen Head
President

Date: February 27, 2024

CITY OF COSTA MESA

Lori Ann Farrell Harrison
Lori Ann Farrell Harrison
City Manager

Date: 3/13/2024

ATTEST:

Brenda Green
Brenda Green
City Clerk



Date: 3/13/2024

APPROVED AS TO FORM:

Kimberly Hall Barlow
Kimberly Hall Barlow
City Attorney

Date: 3/13/24

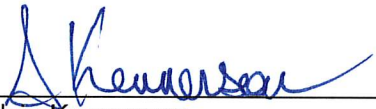
APPROVED AS TO INSURANCE:



Ruth Wang
Risk Management

Date: 3/4/24

APPROVED AS TO CONTENT:



Silvia Kennerson
Senior Management Analyst

Date: 3/6/24


DEPARTMENTAL APPROVAL:



Cecilia Gallardo Daly
Interim Economic and Development Services Director

Date: 3/7/24

APPROVED AS TO PURCHASING:



Carol Molina
Finance Director

Date: March 5, 2024