

**AMENDMENT NUMBER FOUR TO
PROFESSIONAL SERVICES AGREEMENT
WITH
NATIONAL DATA AND SURVEYING SERVICES, INC.**

This Amendment Number Four (“Amendment”) is dated the 25th day of April, 2024 (“Effective Date”), by and between the CITY OF COSTA MESA, a municipal corporation (“City”) and NATIONAL DATA AND SURVEYING SERVICES, INC., a California corporation (“Consultant”).

WHEREAS, City and Consultant entered into an agreement on April 29, 2021, for Consultant to provide traffic data collection services on an as-needed basis (the “Agreement”); and

WHEREAS, City and Consultant entered into Amendment One to the Agreement on April 14, 2022 to increase Consultant’s maximum compensation to an amount not to exceed Fifteen Thousand Dollars (\$15,000) and extend the term of the Agreement to end on April 28, 2024; and

WHEREAS, City and Consultant entered into Amendment Two to the Agreement on November 9, 2022 to increase Consultant’s maximum compensation to an amount not to exceed Twenty-Five Thousand Dollars (\$25,000); and

WHEREAS, City and Consultant entered into Amendment Three to the Agreement on March 11, 2024 to extend term of the Agreement until April 20, 2025; and

WHEREAS, City and Consultant desire to amend Section 2.1 of the Agreement to reflect an annual compensation amount.

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

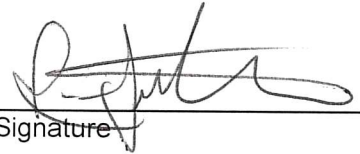
1. Compensation. Section 2.1 of the Agreement is revised to state:

“2.1. Compensation. Consultant shall be paid in accordance with the fee schedule set forth in Exhibit “B,” attached hereto and made a part of this Agreement by this reference (the “Fee Schedule”). Consultant’s total annual compensation shall not exceed Twenty-Five Thousand Dollars (\$25,000).”

2. Same Meaning. All terms not defined herein shall have the same meaning and use as set forth in the Agreement, as amended. All other terms, conditions, and provisions of the Agreement, as amended, shall remain in full force and effect.
3. Counterparts. 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




Signature

Date: 5/14/24

Robert Galego, Regional Manager
Name and Title

CITY OF COSTA MESA



Carol Molina
Finance Director

Date: 5/23/2024

ATTEST:



Brenda Green
City Clerk



Date: 6/5/2024

APPROVED AS TO FORM:



Kimberly Hall Barlow
City Attorney

Date: 6/4/24

[Signatures continue on the following page.]


APPROVED AS TO INSURANCE:



Ruth Wang
Risk Management

Date: 5/28/24

APPROVED AS TO CONTENT:



Ronald Serb
Project Manager

Date: 5/30/24

DEPARTMENTAL APPROVAL:



Raja Sethuraman
Public Works Director

Date: 5-31-24