

**AMENDMENT NUMBER TWO
TO PROFESSIONAL SERVICES AGREEMENT
FOR ENHANCEMENT OF COMMUNICATION SERVICES**

This Amendment is made and entered into this 21st day of July, 2011 (“Effective Date”) by and between the CITY OF COSTA MESA, a municipal corporation (“City”) and FOUR BOYS NEW MEDIA, a California corporation (“Consultant”).

WHEREAS, Consultant and City entered into an agreement on April 1, 2011, for Consultant to provide enhancement of communication services (the “Agreement”); and

WHEREAS, Consultant and City subsequently entered into Amendment One of the Agreement to provide for an adjustment of compensation of \$14,000, for a total not-to-be-exceeded amount of \$50,000; and

WHEREAS, Consultant and City now desire to amend the Agreement to extend the term of the Agreement and provide for an appropriate adjustment of the amount of compensation by adding \$70,000 to the existing compensation limit of \$50,000, for a total not-to-be-exceeded amount of \$120,000.

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 is deleted in its entirety and replaced by the following:

2.1. Compensation. Consultant shall be paid \$75 an hour, with a maximum weekly billing to the City of 40 hours per week. Consultant’s compensation shall in no case exceed One Hundred Twenty Thousand Dollars (\$120,000.00).

2. Section 4.1 of the Agreement is deleted in its entirety and replaced by the following:

4.1. Term. This Agreement shall commence on the Effective Date and continue through December 31, 2011, unless previously terminated as provided herein or as otherwise agreed to in writing by the parties. The Parties will have the option to renew up to four terms of six months.

3. All terms not herein defined 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 set their hand by their duly authorized representatives as of the day and year first above written.

CITY OF COSTA MESA,
A municipal corporation

Mayor

Date: _____

FOUR BOYS NEW MEDIA

Signature

Date: _____

Name and Title

ATTEST:

City Clerk and ex-officio Clerk
of the City of Costa Mesa

APPROVED AS TO CONTENT:

Project Manager

Date: _____

APPROVED AS TO FORM:

City Attorney

Date: _____