

**AMENDMENT NUMBER ONE  
TO PROFESSIONAL SERVICES AGREEMENT  
WITH FIRST CARBON SOLUTIONS**

This Amendment is made and entered into this 8 day of September 2015 (“Effective Date”) by and between the CITY OF COSTA MESA, a municipal corporation (“City”), Miracle Mile Properties, LP, (“Applicant”) and First Carbon Solutions, (“Consultant”).

WHEREAS, Consultant and City entered into an agreement on March 3, 2015, (the “Agreement”) for Consultant to provide services more fully described in Exhibit “A”; and

WHEREAS, the original Agreement contained a provision that allows amendments to the Agreement; and

WHEREAS, Consultant and City now desire to extend the Contract, so that the new termination date shall be March 30, 2016, with no increase to the total compensation noted in Paragraph 2.1 of the Agreement; and

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

1. Section 4.1, Term, shall be amended to read, “This Agreement shall commence on the Effective Date and continue until March 30, 2016, unless previously terminated as provided herein or as otherwise agreed to in writing by the parties.
2. All terms not herein defined shall have the same meaning and use as set forth in the Agreement.
3. 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

REDACTED

for Chief Executive Officer *Acting CEO*

Date: 9/3/15

REDACTED

Department Director

Date: 9-3-15

REDACTED

Finance Director

Date: 9.03.15

APPLICANT

REDACTED

Signature

*Frank Levy*  
CEO

Date: 8/28/15

Print Name and Title

CONSULTANT

REDACTED

Signature

*Frank Cagle, Director*

Print Name and Title

Date: 9.3.15

APPROVED AS TO FORM:

REDACTED

City Attorney

Date: 09/04/15

APPROVED AS TO INSURANCE:

REDACTED

Risk Management

Date: 9/2/15

APPROVED AS TO CONTENT:

REDACTED

Project Manager

Date: 9/3/15

ATTEST:

REDACTED



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