

**THIRD AMENDMENT  
TO PROFESSIONAL SERVICES AGREEMENT  
WITH  
CLEANSTREET**

This Third Amendment ("Amendment") is made and entered into this 1st day of May, 2019 ("Effective Date"), by and between the CITY OF COSTA MESA, a municipal corporation ("City"), and CLEANSTREET, a California corporation ("Consultant").

WHEREAS, City and Consultant entered into an agreement on March 1, 2015 for Consultant to provide street sweeping services (the "Agreement"); and

WHEREAS, City and Consultant amended the Agreement through the First Amendment to the Agreement, dated June 15, 2015, to permit Consultant to lease space at City's Corporation Yard to store equipment used in connection with Consultant's services; and

WHEREAS, City and Consultant further amended the Agreement through the Second Amendment to the Agreement, dated November 21, 2017, to permit annual adjustments to Consultant's compensation based on Consumer Price Index ("CPI") data for the Los Angeles-Riverside-Orange County area, and increased Consultant's annual compensation by 2.6 percent (2.6%) based upon the CPI increase from March 2016 to March 2017; and

WHEREAS, Consultant requested its annual increase in compensation based on an increase in the CPI; and

WHEREAS, the CPI increase for February 2018 to February 2019 for the Los Angeles-Riverside-Orange County area, now known as the Los Angeles-Long Beach-Anaheim area, was 2.5 percent (2.5%); and

WHEREAS, City and Consultant desire to increase Consultant's maximum annual compensation accordingly by Seventeen Thousand Nine Hundred Forty-Five Dollars (\$17,945.00) to Seven Hundred Thirty-Five Thousand Seven Hundred Thirty-Five Dollars (\$735,735.00).

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

1. Consultant's maximum annual compensation shall be increased by Seventeen Thousand Nine Hundred Forty-Five Dollars (\$17,945.00) to Seven Hundred Thirty-Five Thousand Seven Hundred Thirty-Five Dollars (\$735,735.00).
2. All terms not defined herein 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 shall remain in full force and effect.

[Signatures appear on following page.]

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 written above.

CITY OF COSTA MESA

Jamara S. Betoremeau  
Acting City Manager

Date: 5/31/19

CONSULTANT

R. Anderson  
Signature  
Rick Anderson - Director of Business Development  
Name and Title

Date: 5/10/2019

ATTEST:

Brenda Green 6/5/19  
City Clerk



APPROVED AS TO FORM:

[Signature] KA  
City Attorney

Date: 5/30/19

APPROVED AS TO INSURANCE:

[Signature]  
Risk Management

Date: 5/21/19

APPROVED AS TO CONTENT:

[Signature]  
Project Manager

Date: 5/21/19

DEPARTMENTAL APPROVAL:

Reya Sethuram  
Public Services Director

Date: 5-22-19

APPROVED AS TO PURCHASING:

Kangateen  
Finance Director

Date: 5/23/19