

**AMENDMENT NUMBER TWO TO  
PROFESSIONAL SERVICES AGREEMENT  
WITH  
CITYGREEN CONSULTING, LLC**

This Amendment Number Two ("Amendment") is dated July 1, 2024 ("Effective Date"), by and between the CITY OF COSTA MESA, a municipal corporation ("City") and CITYGREEN CONSULTING, LLC, a California Limited Liability Company ("Consultant"), successor-in-interest to Michael Balliet Consulting.

WHEREAS, City and Consultant entered into an agreement on October 1, 2023 to provide franchise and permit system management and general compliance consulting services, (the "Agreement"); and

WHEREAS, Michael Balliet Consulting, LLC notified the City of its intent to close and assign its interest in this Agreement to CityGreen Consulting, Inc. Thereafter, on January 1, 2024, the Agreement was amended (Amendment One) to reflect the assignment to CITYGREEN CONSULTING, LLC.

WHEREAS, Section 2.1 of the Agreement provides for compensation at an amount not-to-exceed Forty-Nine Thousand Nine Hundred Ninety-Seven Dollars and fifty Cents (\$49,997.50); and

WHEREAS, City desires to increase Consultant's compensation to an amount not-to-exceed Seventy-Thousand dollars (\$70,000), which is an increase of Twenty-Thousand Two dollars and fifty cents (\$20,002.50); and

WHEREAS, Section 4.1 provides that the term of the Agreement shall end on September 30, 2028 and the parties now desire that the end the Agreement will be June 30, 2025.

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

1. The second sentence in section 2.1 of the Agreement is revised to state, "Consultant's total compensation shall not exceed Seventy Thousand dollars and thirty cents (\$70,000.00)."
2. Section 4.1 of the Agreement is revised to state, "This Agreement shall commence on the effective date, and ending on June 2025, unless previously terminated as provided herein or as otherwise agreed to in writing by the parties."
3. All terms not defined herein shall have the same meaning and use as set forth in the Agreement, as amended.

4. All other terms, conditions, and provisions of the Agreement, as amended, shall remain in full force and effect.
5. 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**

  
\_\_\_\_\_  
Michael L. Balliet  
President

Date: 10-30-2024

**CITY OF COSTA MESA**

  
\_\_\_\_\_  
Carol Molina  
Finance Director

Date: November 7, 2024

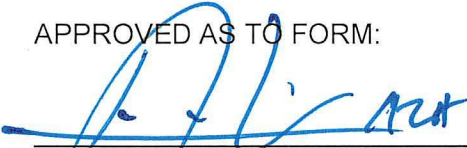
**ATTEST:**

  
\_\_\_\_\_  
Brenda Green  
City Clerk



Date: 11/19/2024

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Kimberly Hall Barlow  
City Attorney

Date: 11/18/24

**APPROVED AS TO INSURANCE:**

  
\_\_\_\_\_  
Ruth Wang  
Risk Management

Date: 11/14/24

**APPROVED AS TO FORM:**



Christine Tsao  
Senior Management Analyst

Date: 10/31/24

DEPARTMENTAL APPROVAL:



Raja Sethuraman  
Public Works Director

Date: 11-1-24