

**AMENDMENT
TO PROFESSIONAL SERVICES AGREEMENT TO CONTINUE
MONITORING THE SOUTH GORDON DRIVE T-GROIN PROJECT**

THIS AMENDMENT (the "Amendment") to Professional Services Agreement dated December 01, 1999, is made and entered into this ___day of April, 2002 by and between the CITY OF NAPLES, a Florida municipal corporation (the "City"), and **HUMISTON & MOORE ENGINEERS A PROFESSIONAL ASSOCIATION** (the "Contractor").

W I T N E S S E T H

WHEREAS, the City and the Contractor entered into that certain Professional Services Agreement dated December 01, 1999, (the "Original Agreement") for services associated with preconstruction engineering, construction supervision, and post-construction monitoring of the South Gordon Drive T-Groin Project; and

WHEREAS, the parties desire to amend the Original Agreement by this Amendment so that the Contractor will provide additional services to continue the permit-required monitoring pursuant to the terms and conditions contained herein.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, and in consideration of the mutual covenants, promises and conditions herein set forth, it is hereby acknowledged and agreed as follows:

1. The above recitals are true and correct and are incorporated herein by this Reference.
2. Section 1.2 is amended to add basic services to be performed in accordance with Exhibit "A" and incorporated herein for the provision of additional services by the Contractor and for compensation in the not-to-exceed amount of **\$84,934.00 to undertake the 18- and 24-month monitoring of the South Gordon Drive T-Groin Project.**
3. Section 4.1 is hereby amended to provide a completion date of December 31, 2002.
4. The terms of this Amendment shall control and take precedence over any and all terms, provisions and conditions of Original Agreement which might vary, contradict or otherwise be inconsistent with the terms and conditions hereof. All of the other terms, provisions and conditions of Original Agreement, except as expressly amended and modified by this First Amendment, shall remain unchanged and are hereby ratified and confirmed and shall remain in full force and effect.

5. This Amendment may be executed in any number of counterparts, each of which shall be deemed to be an original as against any part whose signature appears thereon and all of which shall together constitute one and the same instrument.

IN WITNESS WHEREOF, the City and the Contractor have caused this Amendment to be duly executed by their duly authorized officers, all as of the day and year first above written.

CITY:

ATTEST:

CITY OF NAPLES, FLORIDA

By: _____
Tara Norman, City Clerk

By: _____
Kevin J. Rambosk, City Manager

Approved as to form and legal sufficiency:

By: _____
Robert D. Pritt, City Attorney

CONTRACTOR:

Humiston & Moore Engineers a Professional
Association

By: _____

Name: _____

Title: _____