

SECOND AMENDMENT

THIS SECOND AMENDMENT (the “Second Amendment”) to Consulting Services Agreement is made and entered into this 19th day of February, 2003 by and between the CITY OF NAPLES, a Florida municipal corporation (the “City”), and **American Consulting Engineers, PLC a Florida corporation, authorized to do business in the State of Florida, whose business address is 4111 Land O’ Lakes Blvd., Suite 210, Land O’ Lakes, Fl 34639** (the “Consultant”).

WITNESSETH

WHEREAS, the City and the Consultant entered into that certain Agreement to Furnish Professional Engineering Services dated October 18, 2000 (the “Original Agreement”) to the City’s Development Services Department for services associated with preparing engineering plans and specifications for the Park Shore Bridge and Harbor Drive Bridge Improvement Program (‘Project’); and

WHEREAS, a First Amendment was approved by a resolution dated March 20, 2002 to provide additional services pursuant to the terms and conditions contained herein; and

WHEREAS, the parties desire to further amend the Original Agreement so that the Consultant will provide additional services 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. The scope of services shall be amended in accordance with Schedule B.1 attached hereto and incorporated herein for the provision of additional services by the Consultant in the amount up to **\$76,200.00 to perform engineering inspections services for the ‘Project’**.
3. The terms of this Second Amendment shall control and take precedence over any and all terms, provisions and conditions of the 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 the Original Agreement, except as expressly amended and modified by this Second Amendment, shall remain unchanged and are hereby ratified and confirmed and shall remain in full force and effect.

4. This Second 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 Consultant have caused this Second Amendment to be duly executed by their duly authorized officers, all as of the day and year first above written.

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

**AMERICAN CONSULTING ENGINEERS,
PLC**

By : _____

Name: _____

Title: _____