

**ELEVENTH AMENDMENT
TO AGREEMENT**

THIS ELEVENTH AMENDMENT (the “Eleventh Amendment”) to the Continuing Contract for Professional Services is made and entered into **this 15th day of August, 2007** by and between the CITY OF NAPLES, a Florida Municipal Corporation (the “City”), and **Tetra Tech, Inc. - Hartman and Associates, Inc.** (the “Consultant”).

WITNESSETH

WHEREAS, the City and the Consultant entered into that certain Continuing **Contract for Professional Services, dated October 1, 2003 (Resolution 03-10207)** (the “Original Agreement”) for **public works/treatment plant processes design services** (‘Project’); and

WHEREAS, the parties desire to amend the Original Agreement by this Eleventh Amendment **to provide a consulting engineers report for the series 2007 revenue bonds.**

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. “Article Four, Compensation” shall be amended in accordance with Exhibit “A” attached hereto and incorporated herein for the provision of additional fees by the Contractor **in the amount not-to-exceed \$27,840 to provide a consulting engineers report for the series 2007 revenue bonds** (‘Project’).
3. The terms of this Eleventh 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 Eleventh Amendment, shall remain unchanged and are hereby ratified and confirmed and shall remain in full force and effect.
4. This Eleventh 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 Eleventh 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: _____
Dr. Robert E. Lee, City Manager

Approved as to form and legal sufficiency:

By: _____
Robert D. Pritt, City Attorney

Tetra Tech, Inc. - Hartman and Associates, Inc.

Witness

By: _____

Name: _____

Title: _____

ATTACHMENT A
CONSULTING ENGINEERS REPORT, SERIES 2007 BONDS
FEE BREAKDOWN BY TASK

Task	Senior Project Manager		Financial Analyst 1		Admin Support		Total	
	hrs	\$	hrs	\$	hrs	\$	hrs	\$
1. System Description	20	\$ 3,700	20	\$ 2,000	2	\$ 110	42	\$ 5,810
2. System Pro Forma and Coverage An.	24	4,440	50	5,000	2	110	76	9,550
3. Meeting/Conference Calls	20	3,700	20	2,000	-	-	40	5,700
4. Report	20	3,700	20	2,000	16	880	56	6,580
	84		110		Total		214	\$ 27,640
					Direct Costs			\$ 200
					Total			\$ 27,840