

AMENDMENT I

CONTINUING PROFESSIONAL CONSULTING AGREEMENT

THIS AMENDMENT is made and entered into this _____ day of _____, 20__ by and between the **City of Orlando, Florida**, a municipal corporation existing under the laws of the State of Florida (CITY), and **Donald W. McIntosh Associates Inc.**, doing business locally at 2200 Park Avenue North, Winter Park, Florida 32789-2355 (CONSULTANT).

WHEREAS, the CITY and the CONSULTANT have previously entered into an agreement for the CONSULTANT's professional services (AGREEMENT) on March 30, 2009, concerning continuing professional surveying and mapping services for the CITY; and

WHEREAS, the AGREEMENT was approved and authorized by the City Council and signed by the Mayor Pro Tem and City Clerk, as Documentary # 090323I01; and

WHEREAS, the CITY and the CONSULTANT wish to amend the AGREEMENT as set forth herein; and

WHEREAS, the CITY and the CONSULTANT now wish to exercise their option for extending the term of the AGREEMENT.

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein and given one to the other, the sufficiency of which is hereby acknowledged, the parties agree as follows:

I. TERM

This AMENDMENT shall extend the term of the AGREEMENT by one year to and including March 29, 2011. This period may be exceeded to complete a Project already in progress at the end of the term.

II. ENTIRE AGREEMENT

This AMENDMENT supersedes all previous amendments, agreements, or representations, either verbal or written, heretofore in effect between the CITY and the CONSULTANT that may have concerned the matters covered herein, except that this AMENDMENT shall in no way supersede or amend the AGREEMENT or other amendments except as specifically provided herein. No additions, alterations, or variations to the terms of this AMENDMENT shall be valid, nor can the provisions of this AMENDMENT be waived by either party, unless such additions, alterations, or waivers are expressly set forth in writing in a document duly executed by both parties.

IN WITNESS WHEREOF, the parties hereto have executed this AMENDMENT on the day and year first written above.

City of Orlando, Florida

By: _____
Mayor Pro Tem

ATTEST:

Alana C. Brenner, City Clerk

(SEAL)

APPROVED AS TO FORM AND LEGALITY
for the use and reliance of the
City of Orlando, Florida, only.

_____, 20

Assistant City Attorney
Orlando, Florida

Donald W. McIntosh Associates Inc.

By: _____

Print Name: _____

Title: _____

STATE OF FLORIDA }

COUNTY OF _____ }

PERSONALLY APPEARED before me, the undersigned authority, _____, [] well known to me or [] who has produced his/her _____ as identification, and known by me to be the _____ of the corporation named above, and acknowledged before me that he/she executed the foregoing instrument on behalf of said corporation as its true act and deed, and that he/she was duly authorized to do so.

WITNESS my hand and official seal this _____ day of _____, 20____.

NOTARY PUBLIC

Print Name: _____

My Commission Expires: