

**AMENDMENT NUMBER 2
TO THE PROFESSIONAL SERVICES AGREEMENT
BETWEEN CDM SMITH MICHIGAN INC.
AND THE CITY OF ANN ARBOR FOR
CONSULTING AND EXPERT WITNESS SERVICES
(PLATT CONVENIENCE, INC. V. CITY OF ANN ARBOR)**

This Amendment Number 2 (“Amendment”) is to the Professional Services Agreement between the City of Ann Arbor, (“City”) and CDM SMITH MICHIGAN INC, (“Consultant”) for Consulting and Expert Witness Services which is dated 04-04-2022 (“Agreement”) and as amended by Amendment Number 1 dated 01-05-2023. City and Contractor agree to amend the Agreement as follows:

1. Exhibit B to the Agreement - Compensation is amended to increase the compensation to be paid to Consultant for services provided pursuant to the Agreement to an amount not to exceed One Hundred Twenty-Five Thousand and No/100 Dollars (\$125,000.00) as set forth in the attached SECOND AMENDED EXHIBIT B.
2. The attached Exhibit B supersedes and replaces the previous Exhibit B.

All terms, conditions, and provisions of the Agreement, unless specifically amended above, shall apply to this Amendment and are made a part of this Amendment as though expressly rewritten, incorporated, and included herein.

City and Consultant agree that for this Amendment and any documents related to the Agreement: 1) signatures may be delivered electronically in lieu of an original signature; 2) to treat electronic signatures as original signatures that bind them; and 3) signatures may be executed and delivered by facsimile and upon such delivery, the facsimile signature will be deemed to have the same effect as if the original signature had been delivered to the other party.

This Amendment to the Agreement shall be binding on the Parties’ heirs, successors, and assigns.

[SIGNATURE PAGE FOLLOWS]

CDM SMITH MICHIGAN INC

By: _____
Name: Ali Khraizat
Title: President
Date: _____

CITY OF ANN ARBOR

By: _____
Name: Milton Dohoney Jr.
Title: City Administrator
Date: _____

Approved as to form:

By: _____
Name: Atleen Kaur
Title: City Attorney
Date: _____

(Signatures continue on following page)

CITY OF ANN ARBOR

By: _____

Name: _____

Title: Mayor _____

Date: _____

By: _____

Name: _____

Title: City Clerk _____

Date: _____