

K26-163

**AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT**

**BETWEEN**

**THE CITY OF NEW ORLEANS**

**AND**

**DANA BROWN & ASSOCIATES, INC.**

**RFQ NO #1495**

**DWYER CANAL PUBLIC SPACE IMPROVEMENTS PROGRAMMING AND DESIGN SERVICES**

**THIS THIRD AMENDMENT** (the “**Amendment**”) is entered into by and between the City of New Orleans, represented by Helena N. Moreno, Mayor (the “**City**”), and Dana Brown & Associates, Inc., represented by Dana Brown, President (the “**Contractor**”). The City and the Contractor are sometimes each referred to as a “**Party**,” and collectively, as the “**Parties**.” The Amendment is effective April 6, 2026 (the “**Effective Date**”).

**RECITALS**

**WHEREAS**, on or about September 17, 2021, the City issued Request for Qualifications #1495 seeking qualified persons to provide professional design, engineering and construction management services for resilience, stormwater management, and/or green infrastructure (the “**RFQ**”); and

**WHEREAS**, on September 22, 2021, October 4, 2021 and October 8, 2021, the City issued Addenda 1, 2 and 3, respectively; and

**WHEREAS**, on April 6, 2023, the City and the Contractor entered into a Professional Services Agreement, K23-178/BRASS 4540, to provide professional design, engineering, and construction management services as part of the Dwyer Canal Public Space Improvements (the “**Agreement**”); and

**WHEREAS**, on April 6, 2024, the City and the Contractor entered into the First Amendment, K24-268/BRASS 4540, to extend the term of the contract for continuity of services through April 5, 2025, and to update essential provisions; and

**WHEREAS**, on April 6, 2025, the City and the Contractor entered into the Second Amendment, K25-210/BRASS 4540, to extend the term of the contract for continuity of services through April 5, 2026, and to update essential provisions; and

**WHEREAS**, the City and the Contractor, each having the authority to do so, desire to enter into this Amendment to extend the term for continuity of services to complete the Design Phase.

**NOW THEREFORE**, for good and valuable consideration, the City and the Contractor amend the Agreement as follows:

1. **Extension**. In accordance with Article VI, sub-section F, of the Agreement, the term of the Agreement is extended for three (3) years from the effective date to September 30, 2029.
2. **Convicted Felon Statement**. The Contractor swears that it complies with City Code Section 2-8(c). No Contractor principal, member, or officer has, within the preceding five years, been convicted of, or pled guilty to, a felony under state or federal statutes for embezzlement, theft of public funds, bribery, or falsification or destruction of public records.

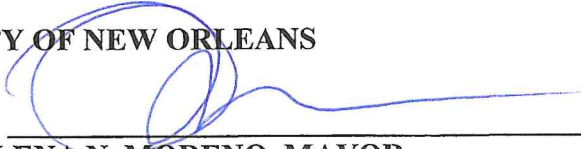
3. **Non-Solicitation Statement.** The Contractor swears that it has not employed or retained any company or person, other than a bona fide employee working solely for it, to solicit or secure this Amendment. The Contractor has not paid or agreed to pay any person, other than a bona fide employee working for it, any fee, commission, percentage, gift, or any other consideration contingent upon or resulting from this Amendment.
4. **Prior Terms Binding.** Except as otherwise provided by this Amendment, the terms and conditions of the Agreement remain in full force and effect.
5. **Counterparts.** This Amendment may be executed in one or more counterparts, each of which shall be deemed to be an original copy of this Amendment, but all of which, when taken together, shall constitute one and the same agreement.
6. **Electronic Signature and Delivery.** The Parties agree that a manually signed copy of this Amendment and any other document(s) attached to this Amendment delivered by facsimile, email, or other means of electronic transmission shall be deemed to have the same legal effect as delivery of an original signed copy of this Amendment. No legally binding obligation shall be created with respect to a Party until such Party has delivered or caused to be delivered a manually signed copy of this Amendment.

**[SIGNATURES CONTAINED ON NEXT PAGE]**

**[The remainder of this page is intentionally left blank.]**

IN WITNESS WHEREOF, the City and the Contractor, through their duly authorized representatives, execute this Amendment.

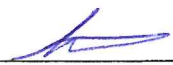
CITY OF NEW ORLEANS

BY:   
HELENA N. MORENO, MAYOR

Executed on this 2<sup>nd</sup> of April, 2026

FORM AND LEGALITY APPROVED:

Law Department

By: 

Printed Name: Andrew Gregorian

DANA BROWN & ASSOCIATES, INC.

BY:   
DANA NUNEZ BROWN, FASLA, AICP, LEED AP; PRESIDENT

  
FEDERAL TAX I.D.

[END OF AGREEMENT]