

**FIRST AMENDMENT TO AGREEMENT BETWEEN THE CITY OF HERMOSA BEACH AND
BURKE, WILLIAMS AND SORENSEN FOR LEGAL SERVICES**

THIS FIRST AMENDMENT TO AGREEMENT TO PROVIDE LEGAL SERVICES (“First Amendment”) is made and entered into as of the January 23, 2024, by and between the City of Hermosa Beach, a municipal corporation (“City”) and the law firm of Burke, Williams and Sorensen, LLP (“Consultant”).

RECITALS

- A. On March 22, 2022, City entered into an agreement with Consultant to provide legal services (“Agreement”) in the area of labor negotiations to the City.
- B. The Agreement provides that the attorneys of the Consultant are duly licensed under the laws of the State of California and are fully qualified to provide the services contemplated by the Agreement.
- C. The City and Consultant seek to amend the Agreement in order to extend the contract term and increase the not-to-exceed limit to cover additional labor relations services Consultant provided at City’s request.

NOW, THEREFORE, in consideration of the foregoing, the parties agree to amend the Agreement as follows:

Section 1 of the Agreement is amended to read as follows:

“1. CONSIDERATION AND COMPENSATION. As partial consideration, CONSULTANT agrees to perform the work listed in the SCOPE OF SERVICES, attached as EXHIBIT A.

As additional consideration, CONSULTANT and CITY agree to abide by the terms and conditions contained in this Agreement.

As additional consideration, CITY agrees to pay CONSULTANT an additional \$80,794.08 for an amount not to exceed \$160,794.08 for CONSULTANT's services, unless otherwise specified by written amendment to this Agreement.

No additional compensation shall be paid for any other expenses incurred, unless first approved by the City Manager or his/her designee.

CONSULTANT shall submit to CITY, by not later than the 10th day of each month, its invoice for services itemizing the fees and costs incurred during the previous month. CITY shall pay CONSULTANT all uncontested amounts set forth in CONSULTANT's invoice within 30 days after it is received."

Section 7 of the Agreement is amended to read as follows:

"7. TERM OF AGREEMENT. The term of this Agreement shall commence upon execution by both parties and shall expire on July 31, 2023, unless earlier termination occurs under Section 11 of this Agreement, or this Agreement is extended in writing in advance by both parties. In all other respects the Agreement is hereby reaffirmed and in full force and effect."

IN WITNESS THEREOF, the parties have executed this First Amendment the day the 23rd day of January, 2024.

CITY OF HERMOSA BEACH

Burke, Williams, and Sorensen, LLP

By: _____

By: _____

Justin Massey, MAYOR

Daphne M. Anneet, Attorney

APPROVED AS TO FORM

ATTEST

By: _____

By: _____

Patrick Donegan, CITY ATTORNEY

Myra Maravilla, CITY CLERK