

**AMENDMENT NO. 1 TO LEGAL SERVICES AGREEMENT BETWEEN
THE CITY OF SAN LEANDRO AND
BERTRAND, FOX, ELLIOT, OSMAN & WENZEL**

This **Amendment No. 1** ("Amendment") is made by and between the City of San Leandro ("City") and Bertrand, Fox, Elliot, Osman & Wenzel ("Attorney") (together sometimes referred to as the "Parties") as of February 16, 2016, and amends that certain Legal Services Agreement ("Agreement") dated July 1, 2014, between the Parties.

WHEREAS, City and Attorney have executed the Agreement, pursuant to which Attorney has provided certain legal services to City with regard to legal representation; and

WHEREAS, the Parties desire to amend the Agreement to increase the compensation for an additional not to exceed \$500,000.00.

NOW THEREFORE, for good and valuable consideration, the sufficiency of which is hereby acknowledged, the Parties hereby agree to amend the Agreement as follows:

1. Section 1.1 of the Agreement entitled "Term of Services" is hereby amended to extend the agreement to June 30, 2018, with an option to extend agreement for an additional two years unless the term of the Agreement is otherwise terminated or extended, as provided for in Section 8.

2. Section 2 of the Agreement entitled "Compensation" is hereby amended to pay Attorney a sum not to exceed \$500,000.00; and

3. All other terms shall remain in full force and effect.

This Amendment may be executed in multiple counterparts, each of which shall be an original and all of which together shall constitute one agreement.

SIGNATURES ON FOLLOWING PAGE

The Parties have executed this Amendment as of the date first written above. The persons whose signatures appear below certify that they are authorized to sign on behalf of the respective Party.

CITY OF SAN LEANDRO

ATTORNEY

Chris Zapata, City Manager

Greg Fox, Esq.
Bertrand, Fox, Elliot, Osman & Wenzel

Attest:

Tamika Greenwood, City Clerk

Approved as to Fiscal Authority:

David Baum, Finance Director

689-19-004-5110
Account Number

Approved as to Form:

Richard D. Pio Roda, City Attorney

(2015)