

FIRST AMENDMENT TO AGREEMENT NO. 30432

**30432**

THIS FIRST AMENDMENT TO AGREEMENT NO. 30432 is made and entered, in duplicate, as of September 24, 2008 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting held on October 23, 2007, by and between VAN SCOYOC ASSOCIATES, INC., a Washington, D.C. corporation ("Consultant"), with its principle place of business at 101 Constitution Avenue, NW, Suite 600, Washington, D.C. 20001, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, it is essential that City establish and maintain effective liaison with agencies and officials of federal, state and local governments and other bodies, commissions, committees and organizations; and

WHEREAS, City desires to present pertinent information, facts and data to said agencies and officials relating to matters involving and affecting City and its interests; and

WHEREAS, City requires information and data from agencies and officials of the federal and state governments and other entities in order to facilitate the operation of the government of City; and

WHEREAS, representation of City's interests and liaison between City and other officials, agencies, bodies, commissions, committees and organizations require the assistance of personnel experienced in such matters; and

WHEREAS, the parties entered Agreement No. 30432 whereby Consultant agreed to provide said services; and

WHEREAS, the parties desire to extend the term of the Agreement;

NOW, THEREFORE, in consideration of the mutual terms and conditions contained in Agreement No. 30432 and herein, the parties agree as follows:

1. Section 2 of Agreement No. 30432 is hereby amended in its entirety to read as follows:

1           "2.    TERM. The initial term of this Agreement shall commence at  
2           midnight on October 1, 2007, and shall terminate at 11:59 p.m. on September  
3           30, 2008. The extended term of this Agreement shall commence at midnight  
4           on October 1, 2008, and shall terminate at 11:59 p.m. on September 30,  
5           2009, unless sooner terminated as provided in this Agreement."

6           2.    Section 4.A. of Agreement No. 30432 is hereby amended in its  
7           entirety to read as follows:

8           "A.   For the initial term of this Agreement and for the extended term  
9           of this Agreement, City shall pay to Consultant the sum of Thirteen Thousand  
10          Dollars (\$13,000.00) per month, payable in arrears, plus an additional sum of  
11          up to Two Thousand Dollars (\$2,000.00) per month for approved expenses,  
12          commencing with the first payment on October 1, 2007. Total annual  
13          compensation shall not exceed One Hundred Eighty Thousand Dollars  
14          (\$180,000.00). In the event a court of competent jurisdiction or any  
15          administrative agency shall determine that payment of such compensation  
16          was otherwise contingent, then this Agreement shall be deemed rescinded ab  
17          initio."

18          3.    Except as expressly modified herein, all of the terms and conditions  
19          contained in Agreement No. 30432 are ratified and confirmed and shall remain in full  
20          force and effect.

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OFFICE OF THE CITY ATTORNEY  
ROBERT E. SHANNON, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

1 IN WITNESS WHEREOF, the parties have caused this document to be duly  
2 executed with all formalities required by law as of the date first stated above.

3 VAN SCOYOC ASSOCIATES, INC., a  
4 Washington, D.C. corporation

5 October 20, 2008, 2008

By H. Stewart Van Scoyoc  
6 President  
H. Stewart Van Scoyoc

7 October 20, 2008

By Janet Buckley  
(Type or Print Name)  
8 Secretary  
Janet Buckley  
(Type or Print Name)

9 "Consultant"

10 CITY OF LONG BEACH, a municipal  
11 corporation

12 10-30, 2008

By Ed Assistant City Manager  
13 City Manager

14 "City"

EXECUTED PURSUANT  
TO SECTION 301 OF  
THE CITY CHARTER.

15 This First Amendment to Agreement No. 30432 is approved as to form on

16 October 23, 2008.

17 ROBERT E. SHANNON, City Attorney

18 By [Signature]  
19 Deputy  
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