

FIRST AMENDMENT TO AGREEMENT NO. 3109  
BETWEEN THE CITY OF LOS ANGELES AND  
BROWN & WINTERS

This First Amendment to Agreement No. 3109 is made and entered into by the City of Los Angeles, a municipal corporation, acting by and through its Board of Harbor Commissioners ("the City"), and Brown & Winters ("Consultant").

WHEREAS, the City entered into Agreement No.3109 with Brown & Winters, for professional legal services related to the preparation, filing, negotiation, and litigation of insurance claims for the cost of investigating, monitoring, mitigating and remediating contaminated properties; and

WHEREAS, the term of the one-year Agreement commenced on March 1, 2013 and will be terminating on February 28, 2016; and

WHEREAS, the extension will allow Brown & Winters to continue to assist the City Attorney with efforts to recover environmental investigation and cleanup expenses from historic insurance policies and the City desires to extend the term of the Agreement from three years to six years.

NOW, THEREFORE, the parties agree that:

Section IV. "TERM AND TERMINATION" is replaced by the following:

This Agreement shall begin on March 1, 2013 and shall continue until February 28, 2019 unless terminated earlier under the provisions of this Agreement. Due to the need for the Consultant's services to be provided expeditiously, Consultant may have provided services prior to the execution of this First Amendment. To the extent that Consultant's services were performed in accordance with the terms and conditions of the Agreement, those services are hereby ratified.

Except as provided herein, all other terms and conditions of Agreement No. 3109 shall remain the same.

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IN WITNESS WHEREOF, the parties hereto have executed this First Amendment to Agreement No. 3109 on the date to the left of their signatures.

THE CITY OF LOS ANGELES, by its Board of Harbor Commissioners

Date: \_\_\_\_\_

By \_\_\_\_\_  
EUGENE D. SEROKA  
Executive Director

Attest: \_\_\_\_\_  
Board Secretary

BROWN & WINTERS

Date: January 25, 2016

By Wentzelee Botha  
WENTZELEE BOTHA  
Partner

Attest: Scott E. Patterson  
NAME/TITLE SCOTT E. PATTERSON  
Partner

APPROVED AS TO FORM  
\_\_\_\_\_, 2016  
MICHAEL N. FEUER, City Attorney

By \_\_\_\_\_  
KENNETH F. MATTFELD, Deputy

KFM/ksh  
1/13/16

Account#	54410	W.O. #	000
Ctr/Div#	120	Job Fac.#	000
Proj/Prog#	000		
Budget FY:		Amount:	
	2015-16		\$35,000
	2016-17		\$35,000
	2017-18		\$21,000
	2018-19		\$14,000
	TOTAL		\$105,000

For Acct/Budget Div. Use Only

Verified by: \_\_\_\_\_

Verified Funds Available: \_\_\_\_\_

Date Approved: \_\_\_\_\_