

AGREEMENT BIBLIOGRAPHY

| | |
|--------------------------------|-----------------------|
| Name of Firm: | Rourke & Woodruff |
| Service Provided: | Attorney Services |
| Date Approved by City Council: | 06 16 1992 |
| Start Date: | 06 16 1992 |
| End Date: | N/A |
| Amount of Contract: | See agreement |
| Insurance Expiration: | N/A |
| Comments: | Amendment to 05/26/92 |
| Date Archived: | |

**AMENDMENT TO RETAINER AGREEMENT
FOR INTERIM CITY ATTORNEY SERVICES**

This amendatory Agreement is made and entered into this 16th day of June, 1992, by and between the CITY OF GARDEN GROVE, a municipal corporation, hereinafter "CITY" and ROURKE & WOODRUFF, a professional corporation, hereinafter the "ATTORNEYS."

RECITALS

1. WHEREAS, the City Council approved an Agreement for Interim City Attorney Services on May 26, 1992, with ATTORNEYS; and

2. WHEREAS, a typographical error is present in paragraph 8 of said Agreement with respect to the amount of deductible applicable to any claim made with respect to ATTORNEYS' errors and omissions coverage; and

3. WHEREAS, paragraph 8 provides for a \$25,000.00 deductible, whereas it is the intent of the parties that this provision should have provided for a \$50,000.00 deductible per claim.

NOW, THEREFORE, be it hereby resolved between CITY and ATTORNEYS that paragraph 8 of said Interim City Attorney Services Agreement be amended to read as follows:

"8. Insurance.

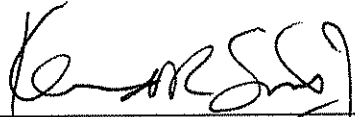
Attorneys shall maintain during the term of

this Agreement a policy of professional errors and omission liability insurance in the amount of \$1,000,000 aggregate, subject to a \$50,000.00 deductible per claim. Not in derogation of Attorneys' indemnity set forth in Paragraph 7 above, Attorneys shall maintain insurance coverage as set forth in the attached and incorporated "Renewal Certificate" Exhibit A, and provide City with an additional certificate of insurance at the expiration of the subject renewal certificate. Attorneys agree to give City 30 days' notice before the effective date of policy non-renewal or cancellation or in the event Attorneys receive less than 30 days' notice from its insurer of non-renewal or cancellation. Attorneys agree to immediately notify City of such non-renewal or cancellation."

"Attorneys"

ROURKE & WOODRUFF

By:


KENNARD R. SMART, JR.
Managing Partner

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"City"

CITY OF GARDEN GROVE

By: *Walter Brown*
Mayor

ATTEST:

Danah Mami
City Clerk

F:\HOME\KATHIE\URS\H159

Renewal Certificate

Professional Liability Insurance Policy
Attach to your expiring declarations.

This is a **claims made** Policy. Please review the pol
The Policy is limited to liability for only those claims that are first
the policy period.

*Cynthia -
Is insurance okay?
Ruth
Partially OK,
RECEIVED Cynthia
5/28/92
MAY 27 1992*

649

Insured by the Stock Company checked below and hereinafter called the company

| | |
|--|---|
| <input type="checkbox"/> The Home Insurance Company Manchester, New Hampshire | <input type="checkbox"/> City Insurance Company Short Hills, New Jersey |
| <input type="checkbox"/> The Home Indemnity Company Manchester, New Hampshire | <input checked="" type="checkbox"/> The Home Insurance Co of Indiana, Indianapolis |

INS. PRGM. ADM.

*1/3: Agreement will be amended
to bring in line w/ers act.
Ruth*

INC.

Item 1. Named insured and Address (Number Street, Town or City, County, State, Zip Code)

ROURKE & WOODRUFF
A Professional Corporation
701 South Parker Street, Suite 7000
Orange, CA 92668
Orange County

And check the type of business listed on the Application.

Produ

Item 2:

| | | |
|------------------------------|----------------------------|--|
| From (Mo-Day-Yr) 12-01-91 | To (Mo-Day-Yr) 12-01-92 | 12:01 A.M. Standard Time at the address of the Named insured as stated herein. |
|------------------------------|----------------------------|--|

Item 3. Form of Named Insured's Business

Insured is Individual Partnership Corporation
 Other

Item 4. Limits

| | |
|--------------|------------|
| \$ (00) | Each claim |
| \$ 1,000,000 | Aggregate |
| \$ 50 | Per claim |

To report a claim, discuss an incident which may lead to a claim,
contact the Profes- Liability Claim Unit using The Home Insurance
Company's number.

1-800-258-1600 or 1-212-530-7000
Telefax 1-212-701-8907

Regular Mail
The Home Insurance Company
Attn: Professional Liability
Claim Unit
17th Floor
P.O. Box 2097
Peck Slip Station
New York, NY 10272

Express Mail Only
The Home Insurance Company
Attn: Professional Liability
Claim Unit
17th Floor
59 Maiden Lane
New York, NY 10038

The insured, must also provide The Home with a written
notice of claim or incident.

Item 5. Premium

\$ 37,761 Amount

Size 15

California Premium Surcharge: \$188.82

Item 7. Policy Changes and Endorsements (The endorsements noted below are part of this policy and either became effective at the inception of the preceding Policy Period or become effective at the inception of the Renewal Period.)

| | | | |
|--------|-------|----------------------------------|-----|
| H36581 | 5-86 | H3580 | -89 |
| H37441 | 10-89 | California "Fast Track" | |
| H37683 | 10-88 | Arbitration Endorsement | |
| H37243 | 2-88 | Amendatory Endorsement | |
| H37463 | 10-88 | Prior Acts Exclusion Endorsement | |

NOTICE

"Except to such extent as may be provided herein, the coverage is limited generally to liability claims that are first made against the policy is in force. Please read carefully and discuss the coverage with your insurance agent or broker."

| | | | |
|--------------------------|---------|--|-------------------------------------|
| Do Not Write in This Box | Remarks | Countersigned at Palm Springs, CA | Issue Date 12-03-91 |
| | | Authorized Representative INSURANCE AGENCY, INC. | Countersign Date 12-03-91 |

EXHIBIT A

CITY COUNCIL MINUTES

6/16/92

AMENDMENT TO AGREEMENT WITH ROURKE AND WOODRUFF FOR CITY ATTORNEY SERVICES
(F: 55.739)

It was moved by Councilman Kessler, seconded by Councilman Leyes, and carried by unanimous vote, that the Amendment to the Agreement by and between the CITY OF GARDEN GROVE and ROURKE AND WOODRUFF for City Attorney services be and hereby is approved and the Mayor and City Clerk authorized to execute the Agreement.

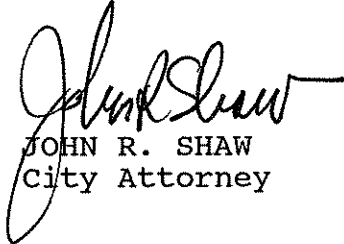
City of Garden Grove

INTER-DEPARTMENT MEMORANDUM

To: George L. Tindall
Dept: City Manager
Subject: AMENDMENT TO AGREEMENT
 ROURKE & WOODRUFF

From: John R. Shaw
Dept: City Attorney
Date: June 3, 1992

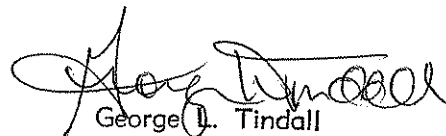
The attached Amendment to Agreement was prepared to reflect the correct deductible amount on the professional liability insurance carried by our firm. Through an oversight, the Agreement lists an incorrect amount; therefore, the Amendment cures that problem. Per your direction, it is requested that this go as an agenda item under the consent calendar for the meeting of June 16, 1992.



JOHN R. SHAW
City Attorney

Amend.R&Wcontr.

RECOMMENDED FOR APPROVAL:



George L. Tindall
City Manager