

AMENDMENT TO AGREEMENT FOR CITY ATTORNEY SERVICES

This Amendment to Agreement for City Attorney Services is made this ____ day of _____, 2011, by and between the City of Garden Grove, hereinafter "City" and Woodruff, Spradlin and Smart, hereinafter "Attorneys."

Whereas, City and Attorneys entered into an agreement for City Attorney services in May 1992 (the "Agreement"), which was subsequently amended on June 7, 1994, September 24, 1996, June 12, 2001 and again on June 10, 2008.

NOW, THEREFORE, the City and Attorneys agree that the existing Agreement for City Attorney Services, as amended, shall be further amended as follows:

A. Exhibit A to the Agreement shall be modified to include the following adjustments:

1. The hourly fee for all City work, advisory and litigation shall be adjusted from \$185 per hour to \$190 per hour for attorneys and from \$105 per hour to \$108 per hour for paralegal personnel.

2. Messenger charges shall be billed for the direct costs incurred.

3. Effective July 1 of each year commencing July 1, 2012, the hourly rates for attorneys and paralegals shall be adjusted in an amount equal to the percentage change in the Consumer Price Index for the Los Angeles-Riverside-Orange County Metropolitan area, urban and clerical wage earners, for the period of June 1-May 30 of the prior year, with an annual cap of 3%. Each hourly labor rate shall be rounded to the nearest one dollar increment.

C. These Amendments shall become effective July 1, 2011 and shall supersede any provisions to the contrary set forth in the Agreement and any prior amendments thereto.

D. All other provisions of the Agreement not specifically amended herein shall remain in full force and effect as set forth therein.

Attorneys:

Woodruff, Spradlin & Smart

By: _____
Thomas F. Nixon, Director

City:

City of Garden Grove

By: _____

Mayor

Attest: _____

City Clerk