

**FIRST MODIFICATION OF  
AGREEMENT NO. 8833 (CCS)**

This First Modification of Professional Services Agreement ("First Modification"), is entered into this 1<sup>st</sup> day of <sup>December</sup> November, 2008, by and between the CITY OF SANTA MONICA, a municipal corporation ("City"), and HdL Coren & Cone, a California corporation ("Consultant"), is made with reference to the following:

**RECITALS:**

A. On November 6, 2007, the City and Consultant entered into Professional Services Agreement Number 8833 to provide property tax auditing services and other consultant services in the amount of Four Hundred Sixty Five Thousand (\$465,000) ("Original Agreement"). The Original Agreement and First Modification will be collectively referred to as the "Agreement."

B. The City and Consultant desire to modify the Original Agreement to include additional services to be performed by Consultant.

**AGREEMENT**

NOW, THEREFORE, it is mutually agreed by and between the undersigned parties as follows:

**1. SERVICES TO BE PERFORMED BY CONSULTANT**

Section 2 of the Original Agreement is hereby modified to include the following:

In addition to the services identified in the Original Agreement, the Consultant shall also provide services set forth in Exhibit "A-1" to the First Modification, which is attached hereto and incorporated herein.

**2. COMPENSATION**

Section 4 of the Original Agreement is hereby modified to add the following:

Consultant shall be compensated pursuant to the First Modification, as set forth in Exhibit "A-1" hereto, for preparation of pass through calculations for FY 2007-08, 2008-09, and 2009-10 in the sum of \$1,000 for each fiscal year; and for provision of property tax software and City staff training for a fee of \$900 annually. The additional services to be rendered under this First modification will not affect the Original Contract sum of \$465,000.

**3. OTHER TERMS OF THE ORIGINAL AGREEMENT**

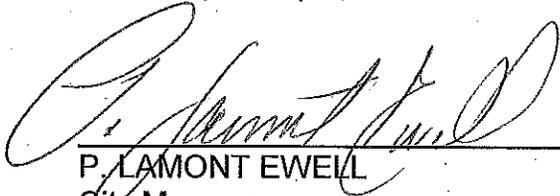
Except as set forth in this First Modification of Agreement, all other terms and conditions of the Original Agreement shall be and remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this First Modification to be executed effective as of the date and year first above written.

APPROVED AS TO FORM:

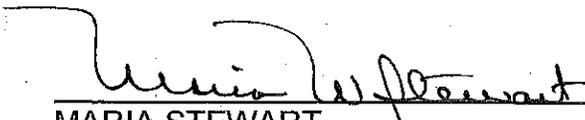
CITY OF SANTA MONICA,  
A municipal corporation

  
\_\_\_\_\_  
MARSHA JONES MOUTRIE  
City Attorney

  
\_\_\_\_\_  
P. LAMONT EWELL  
City Manager

ATTEST:

CONSULTANT:  
HdL Coren & Cone

  
\_\_\_\_\_  
MARIA STEWART  
City Clerk

By:   
\_\_\_\_\_  
Title: PRESIDENT

**Exhibit A-1**

**Additional Services & Compensation**

Professional Services Agreement  
Contract No. 8833  
HdL Coren & Cone

- H. **PASS THROUGH CALCULATIONS.** Prepare and update spreadsheets related to the statutory pass through payments for the Downtown and Earthquake Recovery Redevelopment project areas.

Fiscal Year	Annual Cost
2007-08	\$1,000
2008-09	\$1,000
2009-10	\$1,000

- I. **SOFTWARE:** Provide HdLCC software application for six users (\$100 for each additional user) and conduct training for City staff, providing training annually, if necessary. If additional training is required over the annual offered training, the fees included in the compensation section will be charged under hourly rates as set forth in Exhibit B to the Original Agreement. The annual fee for software is \$900.