

**FIRST AMENDMENT  
TO PROFESSIONAL SERVICES AGREEMENT NUMBER F002270  
WITH GEARY, SHEA, O'DONNELL, GRATTAN & MITCHELL, P.C.**

This First Amendment to Agreement Number F002270, dated October 2, 2019, ("Agreement") is made as of this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by and between the City of Santa Rosa, a municipal corporation ("City"), and Geary, Shea, O'Donnell, Grattan & Mitchell, P.C. ("Consultant").

**RECITALS**

- A. City and Consultant entered into the Agreement for Consultant to provide legal representation in connection with the matter of *Pelayo, et al. v. Utility Partners of America, City of Santa Rosa, et al.*, Sonoma County Superior Court Case Number SCV264530.
- B. City and Consultant now desire to amend the Agreement for the purpose of increasing compensation for continued legal services.

**AMENDMENT**

**NOW, THEREFORE**, the parties agree to amend the Agreement as follows:

1. Section 2. Compensation

Section 2(c) is amended to increase the compensation payable to Consultant under the Agreement by \$100,000 to read as follows:

"Notwithstanding any other provision in this Agreement to the contrary, the total maximum compensation to be paid for the satisfactory accomplishment and completion of all tasks set forth above shall in no event exceed the sum of One Hundred Seventy-Five Thousand Dollars and no cents (\$175,000). The City's Chief Financial Officer is authorized to pay all proper claims from JL Key 55675."

All other terms of the Agreement shall remain in full force and effect.

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Executed as of the day and year first above stated.

**CONSULTANT:**

**CITY OF SANTA ROSA**  
a Municipal Corporation

Name of Firm: Geary, Shea, O'Donnell, Grattan  
& Mitchell, P.C.

By: \_\_\_\_\_

TYPE OF BUSINESS ENTITY (*check one*):

Print Name: \_\_\_\_\_

\_\_\_\_ Individual/Sole Proprietor

Title: \_\_\_\_\_

\_\_\_\_ Partnership

APPROVED AS TO FORM:

X   
Corporation

\_\_\_\_\_  
Office of the City Attorney

\_\_\_\_ Limited Liability Company  
\_\_\_\_ Other (please specify: \_\_\_\_\_)

ATTEST:

*Signatures of Authorized Persons:*

\_\_\_\_\_  
City Clerk

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

City of Santa Rosa Business Tax Cert. No.

\_\_\_\_\_