

**SECOND AMENDMENT TO
RETAINER AGREEMENT
FOR CITY ATTORNEY SERVICES
CITY OF FORT BRAGG**

This Second Amendment to Retainer Agreement for City Attorney Services ("Agreement") is made and entered into by and between the LAW OFFICES OF JONES & MAYER ("Jones & Mayer") and the CITY OF FORT BRAGG ("City") (collectively "Parties"), a municipal corporation of the State of California.

RECITALS

- A. The City entered into a Retainer Agreement with Jones & Mayer on July 8, 2019 to provide general legal services for the City.
- B. Jones & Mayer is a firm in the general practice of law with extensive municipal experience and is fully able to carry out the duties described in the Agreement and this Amendment.
- C. The Parties executed a First Amendment to the Agreement effective April 14, 2021 to appoint Scott Porter as the Assistant City Attorney.
- D. The Parties now desire to amend the Agreement a second time to increase the amount of monthly legal service hours from 35 to 45 and to increase the compensation amount accordingly.

AMENDMENT

NOW, THEREFORE, in consideration of the mutual terms and conditions set forth in this Amendment, the Parties agree as follows:

- 1. The first paragraph of Section 3.A. of the Retainer Agreement is hereby amended to read as follows:

The City will pay Jones & Mayer a retainer of \$9,900 per month, which amount will cover general legal services up to 45 hours per month and travel time for one (1) meeting at the City per month. General legal services in excess of a total of 45 hours shall be billed at the rate of \$220 per hour. After six months of Jones & Mayer providing legal services for the City, and on an annual basis thereafter, the City may evaluate whether 45 hours of general legal services adequately serves the City's legal needs. Should the City desire more or less than 45 hours of general legal services, the City and Jones & Mayer shall reasonably agree to adjust the number of hours under the retainer accordingly.

- 2. Except as expressly amended herein, the Retainer Agreement between the City and Jones & Mayer dated July 8, 2019 and amended on April 14, 2021 is hereby reaffirmed.

IN WITNESS WHEREOF, the duly authorized representatives of the parties have executed this Second Amendment to Agreement effective on the ____ day of September, 2021.

CITY OF FORT BRAGG

JONES & MAYER

By: _____
Tabatha Miller, City Manager

By: _____
Richard D. Jones, Owner

ATTEST:

June Lemos, CMC, City Clerk