

**SECOND AMENDMENT TO
LEGAL SERVICES AGREEMENT
CITY OF CHULA VISTA
AND
MCDOUGAL, LOVE, BOEHMER, FOLEY, LYON & MITCHELL**

This Second Amendment to Legal Services Agreement (“Second Amendment”) is entered into this effective day of October 1, 2024 (“Effective Date”), by and between the City of Chula Vista (“City”) and McDougal, Love, Boehmer, Foley, Lyon & Mitchell (“Attorney”) (City and Attorney together, “Parties”).

RECITAL

WHEREAS, Attorney has provided on call legal services to the City pursuant to a Legal Services Agreement between City and Attorney effective January 24, 2023 (“Legal Services Agreement”); and

WHEREAS, the Legal Services Agreement, in Section 3.1, provides that the Legal Services Agreement shall not exceed \$40,000.00 without the express written authorization of the City; and

WHEREAS, on January 24, 2024, the parties entered into a First Amendment to Legal Services Agreement to extend the agreement through January 24, 2025 and increase the not to exceed amount on the contract to \$50,000; and

WHEREAS, the Parties desire to continue utilizing the services of Attorney related to providing on call legal services, resulting in additional costs exceeding \$50,000.00; and

WHEREAS, the name of Attorney’s firm has changed to McDougal Boehmer Foley Lyon Mitchell & Erickson.

AGREEMENT

THE PARTIES MUTUALLY AGREE AS FOLLOWS:

1. Section 3.1 of the Legal Services Agreement is amended to change the not to exceed amount to one hundred fifty thousand dollars (\$150,000.00).
2. Costs that exceeded \$50,000.00 that were incurred under the First Amendment to Legal Services Agreement but prior to this Second Amendment are to be covered and compensated by this Second Amendment.
3. All references in the Legal Services Agreement to “McDougal, Boehmer, Foley, Lyon & Mitchell” shall be changed to “McDougal Boehmer Foley Lyon Mitchell & Erickson.”
4. Except as expressly provided herein, all other terms and conditions of the Legal Services Agreement shall remain in full force and effect.

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SIGNATURE PAGE


IN WITNESS WHEREOF, by executing this Second Amendment where indicated below, City and Attorney agree that they have read and understood all terms and conditions of this Second Amendment, that they fully agree and consent to be bound by same, and that they are freely entering into this Second Amendment as of Effective Date.

CITY OF CHULA VISTA

By: _____

Marco A. Verdugo
City Attorney

ATTORNEY

Signed by:
By:  _____
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Morgan L. Foley, Principal