

**AMENDMENT NO. 1
TO AGREEMENT NO. 47325-5
BETWEEN
THE CITY OF LOS ANGELES
AND
MBC APPLIED ENVIRONMENTAL SCIENCES**

THIS AMENDMENT NO. 1 to Agreement Number 47325-5 is made and entered into by and between the City of Los Angeles, a municipal corporation acting by and through the Los Angeles Department of Water and Power, (hereinafter referred to as the "City") and MBC Applied Environmental Sciences, (hereinafter referred to as "MBC").

WITNESSETH

WHEREAS, the City and MBC entered into a contract wherein MBC agreed to assist the City with receiving water monitoring and related technical services effective June 29, 2015, which together with all amendments and supplements thereto hereinafter shall be referred to as the Agreement; and

WHEREAS, the Agreement does not provide for extension options; and

WHEREAS, the City and MBC are desirous of amending the Agreement for the purpose of adding two, one-year extension options; and

WHEREAS, the amendment is necessary and proper to continue or complete certain activities authorized under the Contract;

NOW, THEREFORE, the City and MBC agree that the Agreement be amended as follows:

AMENDMENT

1. Section 201. Term of the Agreement, currently reads:

"The term of this Agreement shall commence, provided the events identified in Exhibit E, PSC-4 have occurred, upon execution of this Agreement by all Parties hereto and shall terminate 36 months thereafter, subject to the termination provisions herein. Performance shall not begin until the Consultant has obtained Department approval of insurance required herein."

Section 201. is hereby amended as follows:

"The term of this Agreement shall commence, provided the events identified in Exhibit E, PSC-4 have occurred, upon execution of this Agreement by all Parties hereto and shall terminate 36 months thereafter. The Department shall have the right and option to renew the Agreement for up to two (2) additional periods of one (1) year each.

If an option to renew is exercised, the first option will be exercised only during the original Agreement period, and the second option will be exercised only during the first optional period, if the first option is exercised.

The first optional period will begin at the date of expiration of the original Agreement period. The second optional period will begin at the date of expiration of the first optional period.

The terms and conditions during the two optional years are the same as the original Agreement. The Department is not obligated to guarantee issuance of any assignment during any exercised optional period.

Performance shall not begin until the Consultant has obtained Department approval of insurance required herein."

2. Except as amended herein, all other terms and conditions shall remain in full force and effect.
3. This Amendment is executed in one (1) original and one (1) duplicate original, each of which is deemed to be an original. This amendment consists of two (2) pages.

IN WITNESS THEREOF, the parties hereto have executed this Amendment No. 1 to Agreement No. 47325-5 on the date indicated.

THE CITY OF LOS ANGELES by and through
DEPARTMENT OF WATER AND POWER
By
BOARD OF WATER AND POWER COMMISSIONERS
OF THE CITY OF LOS ANGELES

Dated: _____

By: _____
David H. Wright
General Manager

APPROVED AS TO FORM AND LEGALITY
MICHAEL N. FEUER, CITY ATTORNEY

FEB 02 2017
BY _____
DIRK P. BROENEMA
DEPUTY CITY ATTORNEY

And: _____
BARBARA E. MOSCHOS
Board Secretary

MBC Applied Environmental Sciences

By: _____

Dated: _____