

**FIRST AMENDMENT TO CONTRACT NUMBER DA-5339
BETWEEN THE CITY OF LOS ANGELES AND
THE BAY FOUNDATION
FOR HABITAT MAINTENANCE AND RESTORATION CONSULTING SERVICES
RELATED TO THE COASTAL DUNES IMPROVEMENT PROJECT AT LOS
ANGELES INTERNATIONAL AIRPORT**

This **FIRST AMENDMENT** to **CONTRACT NUMBER DA-5339** (“Amendment”) is made and entered into as of this _____ day of _____, 2021 by and between the **CITY OF LOS ANGELES**, a municipal corporation, acting by order of and through the Board of Airport Commissioners (hereinafter referred to as “City”) and The **BAY FOUNDATION** (hereinafter also referred to as “Consultant”),

RECITALS

WHEREAS, City and Consultant entered into the Los Angeles World Airports Contract Number DA-5339 (“Contract”) for Habitat Maintenance and Restoration Consulting Services Related to The Coastal Dunes Improvement Project at Los Angeles International Airport (“Airport”); and

WHEREAS, the original term of the contract was for a period of three years which would expire on February 25, 2022; and

WHEREAS, the Parties both agree to extend the term from February 25, 2022 to June 30, 2023;

NOW, THEREFORE, in consideration of the promises and of the terms and Covenants, and conditions hereinafter contained to be kept and performed by the respective parties hereto, do mutually agree that the Contract is **HEREBY AMENDED AS FOLLOWS**:

AMENDMENT

Section 3.0 of the Contract is hereby deleted in its entirety and replaced with the following:

“The term of this Contract shall be for a period of four years and thirty five days commencing on February 25, 2019 and terminating on June 30, 2023, subject, however, to earlier termination pursuant to the terms of this Contract. LAWA may terminate this Contract without cause and without liability for damages, upon giving the Contractor thirty (30) day advance written notice or as otherwise provided herein.”

It is understood and agreed by and between the parties hereto that, except as specifically provided herein, this First Amendment shall not in any manner alter, change, modify or affect any of the rights, privileges, duties or obligations of either of the parties hereto under or by reason of Contract No. DA-5339, and except as expressly amended herein, all terms, covenants, and conditions of Contract No. DA-5339, shall remain in full force and effect.

IN WITNESS WHEREOF, City has caused this First Amendment to be executed by its Chief Executive Officer and Consultant has caused the same to be executed by its duly authorized officers and its corporate seal to be hereunto affixed, all as of the day and year first hereinabove written.

APPROVED AS TO FORM:
MICHAEL N. FEUER, City Attorney

CITY OF LOS ANGELES

Date: 11-18-21

By _____

Justin Erbacci
Chief Executive Officer, LAWA
Department of Airports

By: 
Deputy City Attorney

By _____

Tatiana Starostina
Chief Financial Officer, LAWA
Department of Airports

ATTEST:

THE BAY FOUNDATION

By 
3ED47890B2F7487...
Signature (COO)

By 
F0CB9415E108485...
Signature

Marcelo Villagomez
Print Name

Tom Ford
Print Name

Chief Executive Officer
Print Title

[SEAL]

APPROVED AS TO FORM:

Date: 10/29/2021

By: 
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