

ATTACHMENT B

AMENDMENT TO AGREEMENT FOR LEGAL SERVICES

RECITALS

- A. On May 1, 1986, the Lemoore City Council first retained the services of Dale E. Bacigalupi to provide City Attorney and other legal services to the City of Lemoore, the Lemoore Redevelopment Agency and the Lemoore Financing Authority; and
- B. The attorneys of Bacigalupi, Neufeld & Rowley have provided continuous legal services to the City of Lemoore since May 1, 1986, and the Council renewed the Agreement for Legal Services again on February 19, 2008; and
- C. As of December 1, 2008, the law firm of Bacigalupi, Neufeld & Rowley will dissolve and become a part of the law firm known as “Lozano Smith”; and
- D. The same attorneys who provide current legal services to the City, as well as other attorneys employed by Lozano Smith, will continue to provide legal services on behalf of the law firm of Lozano Smith; and
- E. The Lozano Smith billing rates for legal services are the same as those charged by Bacigalupi, Neufeld & Rowley.

NOW, THEREFORE, the parties hereto agree as follows:

AGREEMENT

1. The City Council hereby approves an Amendment to the Agreement for Legal Services, effective December 1, 2008, so that thereafter, the law firm of “Lozano Smith” will provide legal services to the City of Lemoore, the Lemoore Redevelopment Agency and the Lemoore Financing Authority pursuant to the same terms, conditions, fees, and charges as provided by the law firm of Bacigalupi, Neufeld & Rowley today under the Agreement for Legal Services approved on February 19, 2008.

2. Paragraph 4 of the Agreement for Legal Services is amended to read:

"4. Public Official Status: By this Agreement, Don O. Neufeld is hereby appointed as City Attorney for the City of Lemoore, and he, and any lawyer acting on his behalf conducting official business of the City of Lemoore, the Lemoore Redevelopment Agency or the Lemoore Financing Authority, shall be deemed public officers, and shall be entitled to the same statutory immunities and defenses as are other public officers of the City, the Redevelopment Agency and/or the Financing Authority, and shall also be

entitled to a defense from suit arising from their actions undertaken on behalf of the City, the Redevelopment Agency or the Financing Authority in their official capacity."

3. Except for the Amendment to substitute the Lozano Smith law firm for the Bacigalupi, Neufeld & Rowley law firm and to amend Paragraph 4 as provided above, in all other respects, the Agreement for Legal Services shall remain unchanged.

3. Lozano Smith agrees to provide City Attorney and related legal services to the City of Lemoore, the Lemoore Redevelopment Agency and the Lemoore Financing Authority pursuant to the terms of the Agreement for Legal Services, as amended herein, and with the same billing rates as charged by Bacigalupi, Neufeld & Rowley today.

CITY OF LEMOORE

Dated: _____

By _____
John Murray, Mayor

LEMOORE REDEVELOPMENT AGENCY

Dated: _____

By _____
John Murray, Chair

LEMOORE FINANCING AUTHORITY

Dated: _____

By _____
John Murray, Chair

BACIGALUPI, NEUFELD & ROWLEY

Dated: _____

By _____

LOZANO SMITH

Dated: _____

By _____

Attest:

By _____
City Clerk