

**FIRST AMENDMENT TO CONTRACT TO FURNISH
SPECIAL MAGISTRATE SERVICES TO THE CITY OF LARGO
RFP NO. 17-P-594**

THIS FIRST AMENDMENT (hereinafter “Amendment”) to the Contract to Furnish Special Magistrate Services to the City of Largo is hereby entered into as of the Amendment Effective Date defined in Section 3, below, by the City of Largo (hereinafter “City”), 201 Highland Avenue, Largo, Florida 33770, a political subdivision of the State of Florida and Persson, Cohen & Mooney, P.A. (hereinafter “Consultant”), 6853 Energy Court, Lakewood Ranch, Florida 34240, a Florida Corporation.

WHEREAS, the City and the law firm of Persson & Cohen, PA entered into a certain initial Contract to Furnish Special Magistrate Services to the City of Largo, dated December __, 2016 (“Contract”), for the purpose of appointing attorney Maggie Mooney-Portale as Special Magistrate for the City and establishing the term and conditions of compensation for such services; and

WHEREAS, at the time of the execution of the Contract, attorney Maggie Mooney-Portale was a partner in the law firm of “Persson & Cohen, P.A.” and the Contract identified the law firm as the “Consultant”; and

WHEREAS, at the time of the submittal of the Request For Proposal to provide Special Magistrate Services (“RFP”) and the execution of the Contract, the Consultant’s law firm, maintained three (3) office located in Venice, Lakewood Ranch, and St. Petersburg, Florida; and

WHEREAS, in the Consultant’s RFP submittal the Consultant indicated that the Consultant would charge travel expenses measured from the Consultant’s St. Petersburg office; and

WHEREAS, Consultant recently reorganized its law firm due to the retirement of attorney David Persson; and

WHEREAS, due to changed circumstances, effective June 30, 2018, the Consultant closed the law firm’s St. Petersburg office; and

WHEREAS, due to changed circumstances, effective August 1, 2018, the Consultant’s law firm changed its name with the Florida Division of Corporations to “Persson, Cohen & Mooney, P.A.”; and

WHEREAS, due to the above described changed circumstances, effective August 1, 2018, attorney Maggie Mooney-Portale changed her name with the Florida Bar to Maggie Mooney; and

WHEREAS, due to the retirement of David Persson, Consultant requests that R. David Jackson be designated as the alternate special magistrate; and

WHEREAS, due to the above described name changes and law firm changes, the Consultant requests that an amendment to the Contract be entered into that acknowledges the name changes and modifies the Consultant’s travel expense reimbursement terms within the Contract;

NOW, THEREFORE, the City and the Consultant hereby agree as follows:

1. The Contract is amended to reflect that the law firm of “Persson, Cohen & Mooney, P.A” is the Consultant and that Maggie Mooney is the appointed Special Magistrate.
2. Article 2, Section A of the Contract shall be amended to add the underlined text as follows:
 - A. Fees
As consideration for providing the services enumerated in Article I, the City of Largo shall pay the Consultant fees as defined in Consultant’s response to RFP No. 17-P-594. The Consultant’s fees shall be paid in a lump sum basis which sum shall be inclusive of all costs and expenses associated with the provision of Special Magistrate services, including but not limited to, expenses associated with travel, administrative/overhead costs and incidentals. Notwithstanding the foregoing, the Consultant is authorized to charge travel expenses as measured from the Consultant’s Lakewood Ranch office.
3. R. David Jackson is designated as the alternate special magistrate who shall provide special magistrate services when Maggie Mooney is unavailable.
4. The Amendment Effective Date shall be the date that the City executes this First Amendment.
5. The Contract, as amended by this First Amendment, continues in full force and effect.
6. In the event of conflict between the Contract and this First Amendment, this Amendment shall prevail.

[THIS SPACE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the parties hereto have made and executed this First Amendment to the Contract to Furnish Special Magistrate Services to the City of Largo as of the day and year last written below. The City and Consultant have signed this First Amendment in two originals in counterpart.

CITY OF LARGO, FLORIDA,
a municipal corporation

Henry Schubert, City Manager

Reviewed and Approved:



Alan S. Zimmer, City Attorney


Reviewed By:

Mary Bossone, Risk Manager

ATTEST:

Diane Bruner, City Clerk

PERSSON, COHEN & MOONEY P.A.
(Consultant)

By: 
Print Name: Maggie Mooney
Title: Partner

WITNESSES FOR CONSULTANT:



Witness #1 - Signature

Amanda Gilmore

Witness #1 - Type or Print Name



Witness #2 - Signature

R. David Jackson

Witness #2 - Type or Print Name