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AMENDMENT TO
AGREEMENT FOR PROFESSIONAL SERVICES BETWEEN
THE CITY OF NEW ORLEANS
AND
GOINS, AARON P.L.C.

THIS AGREEMENT is made and entered into as of the 1st day of January 2009, by and between the City of New Orleans, herein represented by Jacquelyn Brechtel Clarkson, President of the Council of the City of New Orleans (hereinafter referred to as "City"), and the law firm of Goins, Aaron, P.L.C. (herein represented by "William D. Aaron, Jr.").

WITNESSETH

WHEREAS, the City Council desires to engage qualified and professional service consultants to provide cable/telecommunications consulting services to the City Council; and

WHEREAS, pursuant to Motion M-05-110 and the terms of the Request for Qualifications the Council authorized to renew and extend its existing 2008 contract with Goins, Aaron, P.L.C. for the calendar year 2009; and

WHEREAS, the Council desires to authorize a contract amendment and extension with Goins, Aaron, P.L.C. to assist and advise the Council regarding important Cable/Telecommunications matter; and

WHEREAS, by Motion M-09-6 adopted on January 8, 2009 the President of the Council is hereby authorized to sign a contract amendment with Goins, Aaron, P.L.C. extending the contract through 2009 and increasing the maximum compensation under such contract by Three Hundred Thousand Dollars (\$300,000.00); now, therefore

1 **WHEREAS**, all parties to the agreements dated January 1, 2005 desire to amend the
2 agreement and have the necessary authority to do so.

3 **THEREFORE, IT IS HEREBY AGREED:**

- 4 1. To increase the maximum compensation payable under the terms of this
5 agreement by "\$300,000.00" thereby increasing the amount on lines 3, 5 and 6 of
6 page 4 of 9 of the Agreement dated January 1, 2005 for Goins, Aaron, and P.L.C.
7 The maximum compensation for all services including professional hours and
8 expenses shall not exceed One Million Five Hundred Thousand Dollars
9 (\$1,500,000.00). If there are any necessary and ordinary expenses attached to the
10 work of the Firm of Goins, Aaron, P.L.C. these expenses shall be reimbursable
11 by the City but the total amount of such expenses, in addition to the fees shall not
12 exceed One Million Five Hundred Thousand Dollars (\$1,500,000.00).
- 13 2. To change the termination date of the agreement by deleting the date, "December
14 31, 2008" on line 16 of page 7 of 9 and inserting in lieu thereof the date
15 "December 31, 2009".

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3. It is further agreed that the agreement is hereby amended to provide as follows:
"Pursuant to Chapter 2, Article XVIII of the City Code relative to the Office of
Inspector General, the contractor understands and will abide by all provisions of
Chapter 2 of the City Code."

IN WITNESS WHEREOF:

ATTEST

CITY OF NEW ORLEANS

Jacquelyn B. Brechtel
Jacquelyn Brechtel *Clarkson*
City Council President

Mandell Duvoy

Goins Aaron, P.L.C.
[Signature]
By: William D. Aaron, Jr., Esq.

Brenda Kelly

Suite 2600
1010 Common Street
New Orleans, LA 70112

Approved: *Victoria Jones*
Law Department

72-1348779
Taxpayer ID Number

MOTION
M-09-06

CITY HALL: JANUARY 8, 2009

BY: COUNCILMEMBERS CARTER, CLARKSON, WILLARD-LEWIS AND HEDGE-MORRELL

WHEREAS, pursuant to the City Charter the City Council has franchise authority with respect to Cable and Telecommunications providers; and

WHEREAS, the Council has an ongoing interest in the development of the cable and telecommunications infrastructure which serves the City of New Orleans, as well as cable access television, and related legislative and regulatory cable and telecommunications issues; and

WHEREAS, to address important Cable/Telecommunications matters, the Council has selected Cable / Telecommunications consultant persons and firms to assist and advise the Council in accordance with the competitive selection process required by the Home Rule Charter and established by Council Rule 45.

WHEREAS, by Motion M-05-110, after competitive selection, the City Council authorized retention of the Firm of Goins, Aaron, PLC to continue to act as special counsel to the City Council in connection with Cable and Telecommunications matters; and

WHEREAS, by Motion M-05-110 and the terms of the Request For Qualifications issued on November 12, 2004, the Council is authorized to renew and extend its existing contract with the Firm of Goins, Aaron, PLC to act as special counsel to the City Council in connection with Cable and Telecommunications matters; and

WHEREAS, the Council desires to authorize contract amendment(s) with the Firm of Goins, Aaron, PLC. to assist in meeting the Council=s responsibility to the City and its citizens; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the President of the Council is hereby requested and authorized to sign a contract amendment with the Firm of Goins, Aaron, PLC extending the 2008 contract through 2009 and increasing the maximum compensation under such contract up to Three Hundred Thousand Dollars (\$300,000.00).

BE IT FURTHER MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the contract amendment shall add a statement that pursuant to Chapter 2, Article XVIII of the City Code relative to the office of Inspector General that the contract understands and will abide by all provisions of that Chapter.

BE IT FURTHER MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the contract amendment(s) shall be circulated in accordance with normal process and the City Council Rules.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Clarkson, Fielkow, Head, Hedge-Morrell,
Willard-Lewis - 6

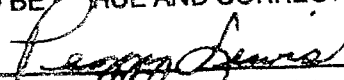
NAYS: 0

ABSENT: Midura (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

G:\CCUTIL\MOTIONS\2009\09-GOINS

THE FOREGOING IS CERTIFIED
TO BE A TRUE AND CORRECT COPY


CLERK OF COUNCIL