



City of Phoenix

Phoenix Convention Center Department
Business Services Division

SECOND AMENDMENT TO THE AGREEMENT (CONTRACT NO. 142318-02)

THIS SECOND AMENDMENT TO THE AGREEMENT WITH BARRETT SPORTS GROUP (the "Second Amendment") is between the CITY OF PHOENIX, a municipal corporation, ("CITY"), and Barrett Sports Group, LLC, a California limited liability company ("Consultant").

RECITALS

- A. The City Manager of the CITY is authorized and empowered by provisions of the City Charter to execute contracts for professional services.
- B. On March 10, 2016, CITY entered into City Contract No. 142318 (the "Agreement") with the CONSULTANT for the provision of assisting the CITY in negotiations, business planning, programming, market feasibility and the evaluation of the downtown arena.
- C. Pursuant to Section 2, paragraph 2 of the Agreement, the CITY acting at its sole option and discretion may extend the term of the Agreement for four (4) additional one-year periods.
- D. The parties entered into Amendment 1 on March 2, 2017, to exercise option year 1 and to add money to the contract.

CITY and CONSULTANT agree as follows:

- 1. In Section 3, Scope of Work, paragraph 3, Consultant may utilize ICON as a Sub-Consultant as long as Consultant performs at least 51% of the work outlined in Section 3, Scope of Work, paragraph 2.
- 2. In accordance with Exhibit 1, Insurance Requirements, paragraph F, Consultant's certificate(s) shall include ICON and any other subcontractors as additional insureds under its policies **or** Consultant shall furnish to the City separate certificates and endorsements for each subcontractor (including ICON). All coverages for subcontractors shall be subject to the minimum requirements identified in Exhibit 1, except with respect to the requirements set forth in Section B(1) of Exhibit 1.
- 3. The amount paid to ICON in connection with the services contemplated under the Agreement shall not exceed \$42,000.00 without the prior written consent of CITY.
- 4. Except as amended by this Second Amendment, the Agreement, as amended by the First Amendment, remains in full force and effect.
- 5. This Second Amendment shall be in full force and effect only when it has been fully executed.

The parties have executed this Second Amendment on this 27th day of July 2017.

CITY OF PHOENIX
an Arizona Municipal Corporation
Ed Zuercher, City Manager

Barrett Sports Group, a
California Limited Liability Company

By: Kevin Yarriz
John Chan, Director
Phoenix Convention Center Department

By: Daniel Barrett member
Daniel Barrett
Principal 7/19/17

ATTEST:

C. Meyer
City Clerk



APPROVED AS TO FORM:

[Signature]
Acting City Attorney DA

CITY CLERK DEPT.
2017 AUG -8 PM 3:34