

AMENDMENT NO. 1
LETTER OF AGREEMENT
BETWEEN
CITY OF REDONDO BEACH
AND

THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

This Amendment No. 1 to Letter of Agreement (this "Amendment"), is dated as of February 12, 2016, by and between City of Redondo Beach ("Project Sponsor"), and the Los Angeles County Metropolitan Transportation Authority ("LACMTA").

RECITALS:

A. Project Sponsor and LACMTA entered into that certain Letter of Agreement No. LOA.P00F3502, dated December 27, 2012, (the "Existing LOA"), which Existing LOA provides for the Redondo Beach Bicycle Transportation Plan Implementation, ("the Project"); and

B. WHEREAS, LACMTA Board on June 25, 2015 reprogrammed the Project funds, which Project Sponsor applied for, but was not awarded funds through the State Active Transportation Program (ATP), to Fiscal Year (FY) 2015-16.

C. Project Sponsor and LACMTA desire to amend the Existing LOA as provided herein.

AGREEMENT:

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the parties hereby agree as follows:

1. Part I, Paragraph 2 of the existing LOA is hereby amended by deleting it in its entirety and replacing it with the following: "LACMTA Board of Directors' action of September 24, 2009, programmed \$1,558,860 (the "Funds") to Project Sponsor for the Project. LACMTA Board of Directors action of June 25, 2016, reprogrammed the Funds to Fiscal Year (FY) 2015-16."

2. Part II, Paragraph 6.1(ii) of the Existing LOA is hereby amended by deleting it in its entirety and replacing it with the following: "All Funds programmed for FY 2015-16 are subject to lapse on June 30, 2018."

3. Part II, Paragraph 8 of Existing LOA is hereby amended by deleting it in its entirety and replacing it with the following:

"8 COMMUNICATIONS:

8.1 Project Sponsor shall ensure that all Communication Materials contain recognition of LACMTA's contribution to the Project as more particularly set forth in "Funding Agreement Communications Materials Guidelines" available on line or from the LACMTA Project Manager. Please check with the LACMTA Project Manager for the web address. The Funding Agreement Communications Materials Guidelines may be changed from time to time during the course of this Agreement. Project Sponsor shall be responsible for complying with the latest Funding Agreement Communications Materials Guidelines during the term of this Agreement, unless otherwise specifically authorized in writing by the LACMTA Chief Communications Officer.

8.2 For purposes of this Agreement, "Communications Materials" include, but are not limited to, press events, public and external newsletters, printed materials, advertising, websites radio and public service announcements, electronic media, and construction site signage. A more detailed definition of "Communications Materials" is found in the Funding Agreement Communications Materials Guidelines.

8.3 The Metro logo is a trademarked item that shall be reproduced and displayed in accordance with specific graphic guidelines. These guidelines and logo files including scalable vector files will be available through the LACMTA Project Manager.

8.4 Project Sponsor shall ensure that any subcontractor, including, but not limited to, public relations, public affairs, and/or marketing firms hired to produce Project Communications Materials for public and external purposes will comply with the requirements contained in this Section.

8.5 The LACMTA Project Manager shall be responsible for monitoring Project Sponsor compliance with the terms and conditions of this Section. Project Sponsor failure to comply with the terms of this Section shall be deemed a default hereunder and LACMTA shall have all rights and remedies set forth herein.”

4 3. Part I, Paragraph 11 of Existing LOA is hereby amended to change LACMTA's project manager to Brett Thomas, mail stop 99-22-2.

5 4. Attachment A of the Existing MOU is hereby replaced by Attachment A-1, attached.

6 5. Attachment B – Scope of Work, attached to the Existing LOA is hereby amended by deleting the Milestone/Schedule and replacing it with the following Revised Project Schedule:

| LOA Milestones | Original LOA Schedule in Scope of Work | | Revised Project Schedule | |
|--|--|----------|--------------------------|----------|
| | Start Date | End Date | Start Date | End Date |
| Environmental Clearance | 8/2012 | 12/2012 | 5/2016 | 9/2016 |
| Design Bid & Award | 1/2013 | 3/2013 | 10/2016 | 1/2017 |
| Design | 4/2013 | 6/2013 | 1/2017 | 6/2017 |
| Right-of-Way Acquisition | N/A | N/A | N/A | N/A |
| Construction Bid & Award | 11/2013 | 2/2014 | 7/2017 | 10/2017 |
| Construction | 2/2014 | 6/2014 | 10/2017 | 3/2018 |
| Total Project Duration (Months) | 22 MONTHS | | 22 MONTHS | |

7 6. Except as expressly amended hereby, the Existing LOA remains in full force and effect as originally executed. All rights and obligations of the parties under the Existing LOA that are not expressly amended by this Amendment shall remain unchanged.

IN WITNESS WHEREOF, the parties have caused this Amendment No. 1 to be duly executed and delivered as of the above date.

LOS ANGELES COUNTY
METROPOLITAN TRANSPORTATION AUTHORITY

By: _____ Date: _____
Phillip A. Washington
Chief Executive Officer

APPROVED AS TO FORM:

MARY C. WICKHAM
County Counsel

By:  _____ Date: 3/30/16 _____
Deputy

CITY OF REDONDO BEACH

By: _____ Date: _____
Joseph Hoefgen
City Manager

APPROVED AS TO FORM:

By: _____ Date: _____
Michael W. Webb
City Attorney

ATTACHMENT A
PROJECT FUNDING – FEDERAL GRANT AGREEMENT

CFP#F3502 PROJECT TITLE: Redondo Beach Bicycle Transportation Plan Implementation

GRANTEE/PROJECT SPONSOR: City of Redondo Beach

LETTER OF AGREEMENT NO: LOA.P00F3502
(\$ in Actual Dollars)

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