

AMENDMENT NO. 2
AGREEMENT FOR SERVICES

This Amendment No. 2 (the “Amendment”) to the Agreement for Services dated October 22, 2013 and labeled Contract C-8832 by the City of Glendale City Clerk (the “Agreement”) is made this _____ day of _____, 2016, (“Effective Date”), by and between the City of Glendale, an Arizona municipal corporation (the “City”) and SMG, a Pennsylvania general partnership (“SMG”).

RECITALS

- A. City and SMG (“Contractor”) previously entered into an Amendment to Agreement for Services, Contract No. C-8832-1 dated June 28, 2016 (“Agreement”);
- B. City and SMG acknowledge that negotiations regarding a new agreement will not conclude by the September 30, 2016 expiration of the term of that agreement; and,
- C. City and SMG wish to amend the Agreement by extending its term in accordance with the terms of this Amendment.

AGREEMENT

In consideration of the mutual promises set forth in this Amendment and other good and valuable consideration, the receipt and sufficiency of which are acknowledged by the parties, the City and SMG agree as follows:

- 1. **Recitals.** The recitals set forth above are not merely recitals, but form an integral part of this Amendment.
- 2. **Term.** The parties may extend the term of the Agreement in writing in 30-day increments through January 31, 2017, unless the Agreement is otherwise terminated or canceled as provided for in Section 5 of the original Agreement for Services (C-8832). This paragraph modifies and supersedes the conflicting provisions of Paragraph 4 of the Agreement for Services (C-8832), as amended.
- 3. **Ratification of Agreement.** The City and SMG agree that except as expressly provided in this Amendment, the provisions of the Agreements remain in full force and effect and that if any provision of this Amendment conflicts with the Agreement, as amended then the provisions of this Amendment prevail.

[SIGNATURES ON FOLLOWING PAGE]

CITY OF GLENDALE, an Arizona
municipal corporation

Kevin R. Phelps, City Manager

ATTEST:

Julie K. Bower, City Clerk (SEAL)

APPROVED AS TO FORM:

Michael D. Bailey, City Attorney

SMG:

SMG, a Pennsylvania general partnership

Name: Andy Gorchov
Title: General Manager