

AMENDMENT TO AGREEMENT FOR CONSULTING SERVICES

THIS AMENDMENT TO AGREEMENT FOR CONSULTANT SERVICES (the "Amendment"), dated March __, 2015, is made by and between EREH Phase I LLC, a Delaware limited liability company (the "Owner"), the City of Alexandria, a municipal corporation of Virginia (the "City").

WHEREAS, Owner and the City have entered into that certain Agreement for Consultant Services dated January 14, 2014 (the "Consulting Agreement") wherein the Eisenhower West Owners agreed to work with one another and the City to provide funding for consultant services related to the Eisenhower West Small Area Plan; and

WHEREAS, Owner, the City and the Eisenhower West Owners now desire to modify the Agreement to provide for certain new payment terms.

NOW, THEREFORE, in consideration of the promises and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. The recitals set forth hereinabove are hereby incorporated into this Amendment, the same as if fully set forth hereinbelow. This Amendment shall amend, modify, and supplement the Consulting Agreement. The terms of this Amendment shall supersede and control any provisions of the Consulting Agreement that conflict with the provisions of this Amendment. In addition, except as may be provided in this Amendment, any terms defined in the Consulting Agreement shall, when used herein, have the same meaning as provided in the Consulting Agreement.
2. Article II.B of the Consulting Agreement provides a March 2015 target date for completion of a draft plan. All the parties now agree that such draft plan shall be completed by July 2015 and not March 2015.
3. Article III.B of the Consulting Agreement is hereby modified so that the Fifth Installment shall be payable as follows: Seventy Thousand Dollars (\$70,000.00) shall be due on March 31, 2015 and an additional Twenty Thousand Dollars (\$20,000.00) shall be due on July 1, 2015.
4. This document may be executed in counterparts, which taken together, shall constitute one and the same instrument.

IN WITNESS WHEREOF, the parties have hereunto signed their names, on the day and year first above written.

Owner:

EREH Phase I LLC, a Delaware limited liability company

By: _____

Name: _____

Title: _____

City:

City of Alexandria, Virginia, a municipal corporation of Virginia

By: Wm. J. D. J.

Date: 3-26-15

Approved as to form:

By: James D. D. J.

Title: City Attorney