

SECOND AMENDATORY AGREEMENT

THIS SECOND AMENDATORY AGREEMENT (“Amendment”) is between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (“City”) and **IPS Group, Inc.**, a corporation incorporated in the Commonwealth of Pennsylvania, whose principal place of business is located at 7737 Kenamar Ct., San Diego, CA 92121 (the Contractor or “IPS”), individually referred to as “Party” and collectively as “Parties.”

RECITALS:

WHEREAS, the Parties entered into an Agreement dated November 2, 2009 and an Amendatory Agreement dated December 17, 2014; and

WHEREAS, the Parties desire to amend this Agreement to extend the term and provide additional compensation to the Contractor; and

NOW, THEREFORE, in consideration of the premises and the mutual covenants and obligations set forth, the Parties incorporate the recitals above and mutually agree as follows:

1. Article 3, **Term**, of the Agreement is hereby deleted in its entirety and replaced with the following:

“The Term of the Agreement will commence on November 2, 2009 and will expire on October 31, 2020 (the “Term”). Subject to the Manager’s prior written authorization, the Contractor shall complete and work in progress as of the expiration date and the Term of the Agreement will extend until the work is completed or earlier terminated by the Manger.”

2. Article 4, Subsection D, **Maximum Contract Amount**, of the Agreement is hereby deleted in its entirety and replaced with the following:

“Notwithstanding any other provision of the Agreement, the City’s maximum payment obligation will not exceed **TWENTY-ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$21,500,000.00)** (the “Maximum Contract Amount”). The City is not obligated to execute an Agreement or any amendments for any further services, including any services performed by Contractor beyond that specifically described in the Exhibits and Attachments to this Agreement. Any services performed beyond those set forth therein are performed at Contractor’s risk and without authorization under the Agreement.”

3. Except as herein amended, the Agreement is affirmed and ratified in each and every particular.

Contract Control Number: PWADM-201950979-00 [[Alfresco CE95036-02]]
Contractor Name: IPS Group, Inc.

IN WITNESS WHEREOF, the parties have set their hands and affixed their seals at Denver, Colorado as of:

SEAL

CITY AND COUNTY OF DENVER:

ATTEST:

By:

APPROVED AS TO FORM:

REGISTERED AND COUNTERSIGNED:

Attorney for the City and County of Denver

By:

By:

By:

Contract Control Number:
Contractor Name:

PWADM-201950979-00 [[Alfresco CE95036-02]]
IPS Group, Inc.

By: 
126AGD0B4507447...

Name: Chad P. Randall
(please print)

Title: COO
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)