

FOURTH AMENDATORY AGREEMENT

THIS FOURTH AMENDATORY AGREEMENT is made and entered into by and between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado, hereinafter referred to as the “City,” and **H.C. PECK & ASSOCIATES, INC.**, a corporation with an address of 4001 Fox Street, Denver, CO 80216, hereinafter referred to as the “Contractor.”

WITNESSETH:

WHEREAS, the City required the services of a contractor to perform a variety of real estate consulting services, at the direction of and under the oversight of the city’s Department of Facilities Planning and Management; and

WHEREAS, the Contractor was selected on the basis of its experience and demonstrated ability to perform the services contemplated herein, and the City therefore entered into an agreement with the Contractor dated January 9, 2007, subsequently amended in an Amendatory Agreement dated July 22, 2008, a Second Amendatory Agreement dated September 29, 2009 and a Third Amendatory Agreement dated March 2, 2012 (together, the “Agreement”); and

WHEREAS, due to the need for additional work by the Contractor, the City now desires to extend the time for performance through July 31, 2013.

NOW, THEREFORE, in consideration of the premises and the mutual covenants and obligations herein set forth the parties agree as follows:

1. That Article 2 entitled “**TERM**” of the Agreement is amended to read as follows:
“**2. TERM:** The term of the Agreement is from November 1, 2006, to July 31, 2013, unless terminated earlier pursuant to the provisions of this Agreement.”
2. Contractor consents to the use of electronic signatures by the City. The Agreement, and any other documents requiring a signature hereunder, may be signed electronically by the City in the manner specified by the City. The Parties agree not to deny the legal effect or enforceability of the Agreement solely because it is in electronic form or because an electronic record was used in its formation. The Parties agree not to object to the admissibility of the Agreement in the form of an electronic record, or a

paper copy of an electronic document, or a paper copy of a document bearing an electronic signature, on the ground that it is an electronic record or electronic signature or that it is not in its original form or is not an original.

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

Contract Control Number:

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:

By _____

By _____

By _____



Contract Control Number: GENRL-CE62046-04

Contractor Name: H C PECK & ASSOCIATES INC

By: Lee Satterfield Hanra

Name: Lee Satterfield Hanra
(please print)

Title: President
(please print)

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By: Michael C. Anders

Name: Michael C. Anders
(please print)

Title: Asst. Secretary
(please print)

