

SECOND AMENDMENT TO LEASE AND AGREEMENT

THIS SECOND AMENDMENT TO LEASE AND AGREEMENT (“Amendment”) is made and entered into, effective as of the last date set forth in the signature blocks to this Amendment, by and between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “City”) and the **STATE OF COLORADO**, acting by and through its **Department of Public Health and Environment**, whose address is 4300 Cherry Creek Drive South, Denver, Colorado 80246 (the “Lessee”).

W I T N E S S E T H:

WHEREAS, the parties hereto entered into a written Lease and Agreement dated November 24, 1997, as amended March 28, 2006 (Clerk Filing 97-830) (the “Lease and Agreement”), whereby the City leased a portion of property located at the intersection of 21st Street and Broadway to the Lessee for use as a continuous air monitoring site; and

WHEREAS, the Lessee and the City now desire to amend the Lease and Agreement to extend the term of the Lease and Agreement and to authorize the electronic execution of this Amendment by the City;

NOW THEREFORE, in consideration of the mutual agreements herein contained, and subject to the terms and conditions herein stated, the parties agree as follows:

I. The Lease and Agreement between the City and the Lessee dated November 24, 1997, and as amended March 28, 2006 (Clerk Filing 97-830), is hereby amended as follows:

a) The paragraph numbered “2” shall now read as follows:

2. TERM: The term of this Lease and Agreement began on February 1, 1996, and will terminate on January 31, 2026, unless sooner terminated pursuant to the terms of this Lease and Agreement.

II. Except as herein amended, the Lease and Agreement between the City and the Lessee dated November 24, 1997, and as amended March 28, 2006 (Clerk Number 97-830), is hereby ratified and reaffirmed in all particulars and shall remain in full force and effect.

[Remainder of Page Deliberately Left Blank. Signatures on Next Page.]

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: PARKS-RC79003-02

Contractor Name: State of Colorado Department of Public Health & Environment

IN WITNESS WHEREOF, the Parties hereto have executed this Lease

LANDLORD

TENANT

STATE OF COLORADO
John W. Hickenlooper, Governor
The Department of

By: _____
Authorized Signatory

By: _____
Executive Director

Name (Print) Title (Print)

Date: 11/19/15

REAL ESTATE PROGRAMS

STATE OF COLORADO
John W. Hickenlooper, Governor
DEPARTMENT OF PERSONNEL & ADMINISTRATION
Office of State Architect, For the Executive Director

ALL CONTRACTS MUST BE APPROVED BY THE STATE CONTROLLER:

CRS 24-30-202 requires that the State Controller approve all State contracts. This contract is not valid until the State Controller, or such assistant as he may delegate, has signed it. The Landlord is not authorized to begin performance until the contract is signed and dated below. If performance begins prior to the date below, the State of Colorado may not be obligated to pay for the good and/or services provided.

By: _____

Date: 11/17/15

OFFICE OF RISK MANAGEMENT

STATE OF COLORADO
John W. Hickenlooper, Governor
DEPARTMENT OF PERSONNEL & ADMINISTRATION
For the Executive Director

STATE OF COLORADO
John W. Hickenlooper, Governor
STATE CONTROLLER'S OFFICE
State Controller (or authorized Delegate)

By: _____

By: _____
State Risk Manager

Date: 11/19/15

Date: 11/17/15

LEGAL REVIEW

DEPARTMENT OF LAW
Cynthia Coffman, Colorado Attorney General
ATTORNEY GENERAL (or authorized Delegate)

By: n/a

Date: _____

