

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2013

COUNCIL BILL NO. CB13-0486
COMMITTEE OF REFERENCE:
BUSINESS, WORKFORCE, & SUSTAINABILITY

A BILL

For an ordinance approving a proposed First Amendatory Agreement between the City and County of Denver and Aero Snow Removal Corporation for on call snow removal at Denver International Airport.

BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. The proposed First Amendatory Agreement between the City and County of Denver and Aero Snow Removal Corporation (CE79002) in the words and figures contained and set forth in that form of Agreement available in the office and on the web page of City Council, and to be filed in the office of the Clerk and Recorder, Ex-Officio Clerk of the City and County of Denver, under City Clerk's Filing No. 2007-0829-A, is hereby approved.

COMMITTEE APPROVAL DATE: July 25, 2013

MAYOR-COUNCIL DATE: July 30, 2013

PASSED BY THE COUNCIL: _____, 2013
_____ - PRESIDENT

APPROVED: _____ - MAYOR _____, 2013

ATTEST: _____ - CLERK AND RECORDER,
EX-OFFICIO CLERK OF THE
CITY AND COUNTY OF DENVER

NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2013; _____, 2013

PREPARED BY: John M. Redmond, Assistant City Attorney *JR* DATE: August 1, 2013

Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to § 3.2.6 of the Charter.

Douglas J. Friednash, City Attorney for the City and County of Denver

BY: _____, Assistant City Attorney DATE: August 1, 2013

FIRST AMENDATORY AGREEMENT

THIS FIRST AMENDATORY AGREEMENT is entered into as of the date indicated on the signature page, by and between the **CITY AND COUNTY OF DENVER**, a Colorado municipal corporation ("City"), Party of the First Part, and **AERO SNOW REMOVAL CORP. (CO)**, a Colorado corporation authorized to do business in the state of Colorado, (the "Contractor"), Party of the Second Part.

WITNESSETH

WHEREAS, the parties entered into an Agreement dated October 30, 2007 (the "Existing Agreement") in which the Contractor agreed to provide professional snow removal services at Denver International Airport; and

WHEREAS, the Existing Agreement allows for an extension of the contract term by amendment to the agreement signed by both parties; and

WHEREAS, the parties desire to amend the Existing Agreement by extending the term of the Agreement and amending the renewal and continuation process; and

NOW, THEREFORE, for and in consideration of the premises and other good and valuable consideration, the parties hereto agree as follows:

1. Section 3.01 TERM is hereby amended by deleting said Section 3.01 in its entirety and replacing it with the following:

"3.01 TERM

The effective date of this contract shall be from date of award to and including August 31, 2015."

2. Section 3.02 is hereby amended by deleting the final sentence of Section 3.02 and replacing it with the following:

"Any agreement for renewal and continuation of the Agreement shall be done by letter agreement signed by both the Contractor and the Manager of Aviation."

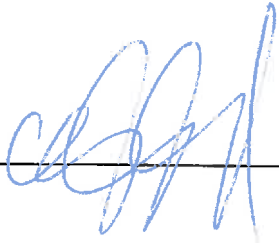
3. Except as otherwise provided herein, all of the terms, provisions and conditions of the Existing Agreement shall remain in full force and effect as though set out in full herein.

4. This First Amendatory Agreement shall not be effective or binding on the City until fully executed by all signatories of the City and County of Denver.

[END OF PAGE]

Contract Control Number: PLANE-CE79002-01

Contractor Name: Aero Snow Removal Corp. (CO)

By: _____


Name: _____
(please print)

WILLIAM F. WYNPERLE, JR.
EXECUTIVE VICE PRESIDENT

Title: _____
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)



Contract Control Number: PLANE-CE79002-01

Contractor Name: Aero Snow Removal Corp. (CO)

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:

DOUGLAS J. FRIEDNASH, Attorney
for the City and County of Denver

By _____

By _____

By _____

