

SECOND AMENDATORY AGREEMENT

THIS AMENDATORY AGREEMENT is made between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “City”), and **NEIGHBORHOOD DEVELOPMENT COLLABORATIVE, INC.**, a Colorado non-profit corporation, whose address is 777 Grant Street, 6th Floor, Denver, Colorado 80203 (the “Contractor”).

WITNESSETH:

WHEREAS, the City and the Contractor entered into an Agreement dated September 22, 2009, subsequently amended in a First Amendatory Agreement dated November 30, 2010 relating to funds given to the City under the State NSP Grant to be utilized for implementing program activities related to the State NSP Grant (the “Agreement”); and

WHEREAS, the City and the Contractor wish to amend the Agreement, to revise and define the provisions related to the Applicant Verification Statute;

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

1. Paragraph 23 of the Agreement entitled “**PASS-THROUGH OF CITY OBLIGATIONS PURSUANT TO THE APPLICANT VERIFICATION STATUTE**” is hereby deleted in its entirety.

2. Paragraph 30 of the Agreement, entitled **ELECTRONIC SIGNATURES AND ELECTRONIC RECORDS** is hereby added to the Agreement reading as follows:

“**30. ELECTRONIC SIGNATURES AND ELECTRONIC RECORDS:** 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. This Second Amendatory Agreement may be executed in two (2) counterparts, each of which is an original and constitute the same instrument.

4. Except as amended herein, the Agreement 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: OEDEV-GE9A030-02

Contractor Name: NEIGHBORHOOD DEVELOPMENT
COLLABORATIVE

By: Debra Bustos

Name: Debra Bustos
(please print)

Title: President
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)

