

AMENDATORY AGREEMENT

THIS AMENDATORY AGREEMENT (“Amendatory Agreement”) is made and entered by and between the **CITY AND COUNTY OF DENVER**, a municipal corporation organized pursuant to the Constitution of the State of Colorado (the “City”), and **COLORADO TRANSPORT**, a Colorado limited liability company located at 10735 Logan Court, Northglenn, Colorado 80233 (“Contractor”).

BACKGROUND:

WHEREAS, the City and the Contractor entered into that certain Agreement, dated May 3, 2017 (the “Agreement”), by which Contractor agreed to provide wheelchair accessible shuttle services for events at Red Rocks Amphitheatre; and

WHEREAS, the City and Contractor desire to revise the Agreement by extending the term and increasing the maximum expenditure amount authorized by the Agreement.

NOW, THEREFORE, in consideration of the premises and the mutual covenants and agreements contained in the Agreement and herein contained the parties agree as follows:

1. Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Agreement.

2. Paragraph 3, entitled **TERM** shall be deleted and replaced with the following:

“**TERM**: This Agreement shall commence on April 1, 2017 and shall expire on March 31, 2022 (the “Term”). The term of this Agreement may be extended by the City under the same terms and conditions for up to one (1) additional two (2) year renewal term by a written amendment to this Agreement.”

3. Paragraph 4.a., entitled **COMPENSATION AND PAYMENT** shall be deleted and replaced with the following:

“**Fees**: The City shall pay and Contractor shall accept as the sole compensation for services rendered and costs incurred under this Agreement no more than One Million One Hundred Fifty Thousand Dollars and No Cents (\$1,150,000.00). Amounts billed may not exceed the rates set forth in **Exhibit B**.”

4. Paragraph 4.d.(1) of the Agreement shall be modified by deletion of “Four Hundred Thousand Dollars and No Cents (\$400,000.00)” and such language shall be replaced with “One Million One Hundred Fifty Thousand Dollars and No Cents (\$1,150,000.00).”

5. The Parties agree that this Amendatory Agreement shall be deemed effective as of January 1, 2019.

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

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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 _____

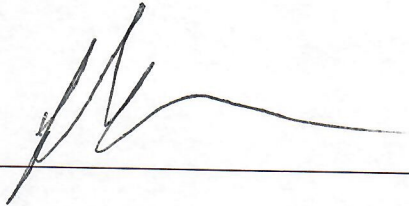
By _____

By _____



Contract Control Number: THTRS-201734396-01

Contractor Name: COLORADO TRANSPORT

By:  _____

Name: JAY MENDOZA
(please print)

Title: PRESIDENT
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)

