

SECOND AMENDATORY AGREEMENT

THIS SECOND AMENDATORY AGREEMENT is made between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “City”), and **WASTE MANAGEMENT OF COLORADO, INC.**, a Colorado corporation with an address at P.O. Box 1238, Englewood, Colorado 80110 (“Contractor”; that transportation and disposal agreement, the “Agreement”).

RECITALS

A. The City and Contractor entered into an Agreement dated October 24, 2011 for trash collection services from City facilities, which the parties amended by the Amendatory Agreement dated August 24, 2012. Collectively those agreements are “the Agreement”.

B. The parties wish to amend the Agreement to extend the term as set forth below.

NOW, THEREFORE, the parties hereby agree as follows:

1. Section 3 of the Agreement, entitled “**TERM**”, is deleted and replaced in its entirety by the following:

“**3. TERM.** The term of this Agreement will commence on September 15, 2011 and terminate on January 31, 2015.”

2. The Second Amendatory Agreement may be executed in two (2) counterparts, each of which is an original and together constitute the same instrument.

3. Contractor assures and guarantees that it possesses the legal authority, pursuant to any proper, appropriate and official motion, resolution, or action passed or taken, to enter into the Second Amendatory Agreement. The person or persons signing and executing the Second Amendatory Agreement on behalf of Contractor hereby warrants and guarantees that Contractor has fully authorized he or she or them to execute the Second Amendatory Agreement on behalf of Contractor and to validly and legally bind Contractor to all terms, of the Agreement as amended by the Second Amendatory Agreement as set forth herein.

SIGNATURE PAGES TO FOLLOW

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-201101800-02

Contractor Name: Waste Management of Colorado Inc

By: Jack Cella

Name: Jack Cella
(please print)

Title: Area Sales Director
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)

