

FIRST AMENDMENT TO AGREEMENT

THIS FIRST AMENDMENT TO AGREEMENT is entered into as of the date indicated on the signature page below, by and between the **CITY AND COUNTY OF DENVER**, a Colorado municipal corporation ("**City**"), and **WASTE MANAGEMENT OF COLORADO, INC.**, a corporation formed under the laws of the state of Colorado, which is located at 5500 S. Quebec St #250, Greenwood Village, CO 80111 ("**Contractor**").

WITNESSETH

WHEREAS, the parties entered into Agreement CE 96014 on February 9, 2010 ("Existing Agreement"), wherein Contractor agreed to provide **Trash Hauling and Recycling Services** for Denver International Airport; and

WHEREAS, the parties desire to amend the Existing Agreement to add \$1,000,000 to the Maximum Contract Liability and extend the Term;

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

1. Paragraph 3.A of the Existing Agreement, entitled "Term," is amended and restated to read as follows:
 - A. The term of this Contract shall commence on December 1, 2009, and shall terminate August 31, 2015, unless earlier terminated or extended in accordance with the Contract.
2. Paragraph 4.A of the Existing Agreement, entitled "Maximum Contract Liability and Appropriation," is hereby amended and restated to read as follows:
 - A. Any other provision of this Contract notwithstanding, in no event shall the City be liable for payment for services rendered and expenses incurred by the Contractor under the terms of this Contract for any amount in excess of the sum of Four Million Five Hundred Thousand Dollars (\$4,500,000.00).
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, and are hereby ratified and reaffirmed.
4. This First Amendment to Agreement shall not be effective or binding on the City until fully executed by all signatories of the City.

[SIGNATURE PAGES 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: PLANE-CE96014-01

Contractor Name: WASTE MANAGEMENT OF COLORADO INC

By: SBATE

Name: Scott A. Bradley
(please print)

Title: President
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)

