

**FOURTH AMENDATORY AGREEMENT**

**THIS FOURTH AMENDATORY AGREEMENT,, is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2010, 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 RUSSELL + MILLS STUDIOS, a Colorado corporation, (the "Design Consultant"), whose address is 215 Jefferson Street, Fort Collins, Colorado 80524.**

**WITNESSETH**

**WHEREAS, the City and the Design Consultant entered into an Agreement dated October 30, 2007, (the Agreement"), an Amendatory Agreement dated April 29, 2008, a Second Amendatory Agreement dated August 25, 2009, and a Third Amendatory Agreement dated April 27, 2010;**

**WHEREAS, the City and the Design Consultant desire to amend the Agreement to extend the term;**

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

**1. Subparagraph 1 of Paragraph D of Article VIII of the Agreement, entitled "Term and Termination", is hereby amended to read as follows:**

**"1. "The Term of the Agreement shall commence on October 1, 2007 and shall end on June 30, 2011. However, nothing contained herein shall preclude the Design Consultant from completing any task order authorized prior to the expiration of this Agreement and the Agreement shall be extended until the completion of and payment for all such authorized tasks."**

**2. As herein amended, the Agreement is affirmed and ratified in each and every particular.**

**REMAINDER OF PAGE INTENTIONALLY LEFT BLANK**

IN WITNESS WHEREOF, the City and the Consultant have executed this Fourth Amendatory Agreement as of the day and year first above written.

**CITY AND COUNTY OF DENVER**

**ATTEST:**

\_\_\_\_\_  
STEPHANIE Y. O'MALLEY, Clerk and Recorder, Ex-Officio Clerk of the City and County of Denver

By: \_\_\_\_\_  
JOHN W. HICKENLOOPER,  
Mayor

**RECOMMENDED AND APPROVED:**

By:  \_\_\_\_\_  
Manager of Parks and Recreation

**APPROVED AS TO FORM:**  
DAVID R. FINE, Attorney  
For the City and County of Denver

**REGISTERED AND COUNTERSIGNED:**

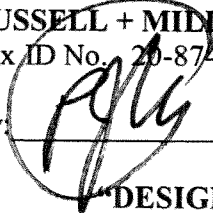
By: \_\_\_\_\_  
Assistant City Attorney

By: \_\_\_\_\_  
Manager of Finance  
Contract Control No: OC 71236(4)

By: \_\_\_\_\_  
Auditor of the  
City and County of Denver

**"CITY"**

**RUSSELL + MILLS STUDIOS**  
Tax ID No. 20-8745585

By:  \_\_\_\_\_  
PAUL MILLS  
PRESIDENT  
"DESIGN CONSULTANT"

# Commercial Certificate of Insurance



**FARMERS**

Agency Name: Craig Campbell  
 Address: 262 E MOUNTAIN AVE STE 100  
 & Fort Collins, CO 80524-2821  
 Address: 970-484-1400

Issue Date (MM/DD/YY) **06/16/2010**

This certificate is issued as a matter of information only and confers no rights upon the certificate holder. This certificate does not amend, extend or alter the coverage afforded by the policies shown below.

St. 07 Dist. 08 Agent 349

Insured Name: RUSSELL MILLS STUDIOS INC  
 Address: 141 S COLLEGE AVE STE 104  
 & FORT COLLINS, CO 80524

**Companies Providing Coverage:**

- Company A Truck Insurance Exchange
- Company B Farmers Insurance Exchange
- Company C Mid-Century Insurance Company
- Company D \_\_\_\_\_

**Coverages**

This is to certify that the policies of insurance listed below have been issued to the insured named above for the policy period indicated. Notwithstanding any requirement, term or condition of any contract or other document with respect to which this certificate may be issued or may pertain, the insurance afforded by the policies described herein is subject to all the terms, exclusions and conditions of such policies. Limits shown may have been reduced by paid claims.

Co. Ltr.	Type of Insurance	Policy Number	Policy Effective Date (MM/DD/YY)	Policy Expiration Date (MM/DD/YY)	Policy Limits
B	<input checked="" type="checkbox"/> General Liability <input checked="" type="checkbox"/> Commercial General Liability <input checked="" type="checkbox"/> - Occurrence Version Contractual - Incidental Only Owners & Contractors Prot.	604651590	05/29/2010	05/29/2011	General Aggregate \$ 2,000,000 Products-Comp/OPS Aggregate \$ 1,000,000 Personal & Advertising Injury Each Occurrence \$ 1,000,000 Fire Damage (Any one fire) \$ 100,000 Medical Expense (Any one person) \$ 5,000
B	<input checked="" type="checkbox"/> Automobile Liability All Owned Commercial Autos <input checked="" type="checkbox"/> Scheduled Autos <input checked="" type="checkbox"/> Hired Autos Non-Owned Autos Garage Liability	604651590	05/29/2010	05/29/2011	Combined Single Limit \$ 1,000,000 Bodily Injury (Per person) \$ Bodily Injury (Per accident) \$ Property Damage \$ 1,000,000 Garage Aggregate \$
	Umbrella Liability				Limit \$
	Workers' Compensation and Employers' Liability				Statutory Each Accident \$ Disease - Each Employee \$ Disease - Policy Limit \$

**Description of Operations/Vehicles/Restrictions/Special Items:**

The City and County of Denver, its elected and appointed officials, employees and volunteers are named as additional insured with regards to the Commercial General Liability policy and Business Automobile Liability policy.

**Certificate Holder**

Name: City and County of Denver  
 Address: Dept of Parks and Recreation  
 & 201 W Colfax Ave Dept 602  
 Address: Denver, CO 80202-5328

**Cancellation**

Should any of the above described policies be cancelled before the expiration date thereof, the issuing company will endeavor to mail 30 days written notice to the certificate holder named to the left, but failure to mail such notice shall impose no obligation or liability of any kind upon the company, its agents or representatives.

*Craig Campbell* 06/16/2010  
 Authorized Representative