

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 **CDM SMITH INC.**, a Massachusetts corporation, doing business at 50 Hampshire Street, Cambridge, Massachusetts 02139 (the “Design Consultant”), jointly “the Parties.”

RECITALS:

A. The City and the Design Consultant previously entered into a Design Services Agreement on February 14, 2013 and an Amendatory Agreement on October 6, 2014 to provide professional architecture and engineering design services in support of the South Platte River Recreation and Habitat Improvements: Grant Frontier/ Overland Pond Parks (the “Project”); and

B. The City and the Design Consultant wish to amend the Agreement to extend the term; and

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

1. Paragraph 4.01 of the Agreement, entitled “**Term**.” is hereby deleted in its entirety and replaced with:

“**4.01 Term**. The term of this Agreement commenced on February 14, 2013 and shall terminate on December 31, 2016.”

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

3. This Second Amendatory Agreement will not be effective or binding on the City until it has been fully executed by all required signatories of the City and County of Denver, and if required by Charter, approved by the City Council.

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: PARKS-201209248-02

Contractor Name: CDM SMITH INC

By: David Chamberlain

Name: DAVID C. CHAMBERLAIN
(please print)

Title: SR. VICE PRESIDENT
(please print)

ATTEST: [if required]

By: BRIAN MURPHY

Name: BRIAN MURPHY
(please print)

Title: PRINCIPAL
(please print)

