

REVIVAL AND THIRD AMENDATORY SPECIAL COUNSEL AGREEMENT

This **REVIVAL AND THIRD AMENDATORY SPECIAL COUNSEL AGREEMENT** is made between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “City”) and **BERG HILL GREENLEAF & RUSCITTI, LLP**, a Colorado limited liability partnership whose address is 1712 Pearl Street, Boulder, Colorado 80302 (“Special Counsel”), collectively “the Parties”.

WHEREAS, the Parties entered into an Agreement executed on March 22, 2019, an Amendatory Agreement executed on May 31, 2022, and a Second Amendatory Agreement executed on May 3, 2024 (the “Agreement”) to perform, and complete all the services and produce all the deliverables set forth in the Agreement, to the City’s satisfaction.

WHEREAS, the Parties wish to revive and amend the Agreement as set forth below.

NOW THEREFORE, in consideration of the premises and the Parties’ mutual covenants and obligations, the Parties agree as follows:

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

“3. **TERM**: The term of the Agreement is from March 1, 2019, until December 31, 2025 (“Term”). Subject to the City Attorney’s prior written authorization, Special Counsel shall complete any work in progress as of the expiration date and the Term of the Agreement will extend until the work is completed or earlier terminated by the City Attorney.

12. Effective upon execution, all references to “**Exhibit A and A-2**” in the existing Agreement shall be amended to read “**Exhibit A, A-2, and A-3**” as applicable. The Scope of Work marked as **Exhibit A-3** is attached hereto and incorporated herein by this reference.

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

14. This Revival and Third 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.

Attached Exhibit:

Exhibit A-3 Scope of Work and Fee Schedule

[SIGNATURE PAGES TO FOLLOW]

Contract Control Number:

ATTNY-202578796-03

Contractor Name:

BERG HILL GREENLEAF & RUSCITTI LLP

IN WITNESS WHEREOF, the parties have set their hands and affixed their seals at
Denver, Colorado as of: 4/16/2025 | 8:52 AM MDT

SEAL

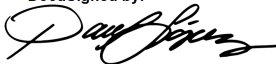
Signed by:



CITY AND COUNTY OF DENVER:

ATTEST:

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Clerk and Recorder/Public Trustee
Paul Lopez

By:

DocuSigned by:



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Mayor
Michael Johnston

APPROVED AS TO FORM:

Attorney for the City and County of Denver

By:

Signed by:




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Assistant City Attorney
Raana Haidari

REGISTERED AND COUNTERSIGNED:

By:

Signed by:

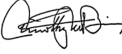


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Deputy Chief Financial Officer
Stephanie Karayannis Adams

By:

DocuSigned by:



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Auditor
Timothy O'Brien

Contract Control Number:
Contractor Name:

ATTNY-202578796-03
BERG HILL GREENLEAF & RUSCITTI LLP

By:

Signed by:

Josh Marks

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Name: Josh Marks
(please print)

Title: Partner
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)

Exhibit A-3: Scope of Work and Fee Schedule

Scope of Work:

Professional legal services as legal counsel to the City for conflicts and overflow litigation, and other legal matters and services, as necessary and directed by the City Attorney. Legal services include representation of Denver and/or its employees in lawsuits filed in Colorado state and federal courts.

Fee Schedule:

\$275/hour for Partners

\$245/hour for Associates

\$150/hour for Paralegals