

## AMENDATORY AGREEMENT

**THIS 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 (the "Contractor"; that transportation and disposal agreement, the "Agreement").

### RECITALS

A. The City and the Contractor entered into an Agreement dated October 24, 2011 for trash collection services from City facilities.

B. The parties wish to amend the Agreement to extend the term and increase the Maximum Contract Amount 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:

"**1. TERM.** The term of this Agreement will commence on September 15, 2011 and terminate on September 15, 2014."

2. Section 4, entitled "**COMPENSATION; PAYMENT**", subsection d.(1), is amended by deleting:

"... **SIX HUNDRED TWENTY-FIVE THOUSAND DOLLARS AND NO CENTS (\$625,000.00)** . . . ."

and replacing it with:

"... **ONE MILLION DOLLARS AND NO CENTS (\$1,000,000.00)** . . . ."

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

4. The 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 Amendatory Agreement. The person or persons signing and executing the Amendatory Agreement on behalf of the Contractor hereby warrants and guarantees that the Contractor has fully authorized he or she or them to execute the Amendatory Agreement on behalf of the Contractor and to validly and legally bind the Contractor to all terms, of the Agreement as amended by the Amendatory Agreement as set forth herein.



**Contract Control Number:** GENRL-201101800-01

**Contractor Name:** WASTE MANAGEMENT

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:

DOUGLAS J. FRIEDNASH, Attorney  
for the City and County of Denver

By \_\_\_\_\_

By \_\_\_\_\_

By \_\_\_\_\_



Contract Control Number: GENRL-201101800-01

Contractor Name: WASTE MANAGEMENT

By: Jack Cella

Name: Jack Cella  
(please print)

Title: Area Sales Director  
(please print)

ATTEST: [if required]

By: \_\_\_\_\_

Name: \_\_\_\_\_  
(please print)

Title: \_\_\_\_\_  
(please print)

