

FIRST AMENDMENT TO AGREEMENT

THIS FIRST AMENDMENT TO AGREEMENT is made and entered into this as of the date stated on the City signature page below by and between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “**City**”), and **CLEAN ENERGY & TECHNOLOGIES, LLC**, a Delaware limited liability company authorized to do business in Colorado (the “**Tenant**”).

WITNESSETH

WHEREAS, the parties entered into an agreement dated April 4, 2006 (the “**Existing Agreement**”), under which the Tenant agreed to lease and operate seven Compressed Natural Gas fueling stations at Denver International Airport; and

WHEREAS, the City exercised all options for increasing the term of the Agreement as provided for in the Existing Agreement; and

WHEREAS, the parties desire to amend the Existing Agreement as hereinafter provided;
NOW, THEREFORE, for and in consideration of the premises and other good and valuable consideration, the parties hereto agree as follows:

1. Paragraph 4.01 of the Existing Agreement, entitled “Term,” is amended and restated to read as follows:

The term of this Agreement shall commence on March 1, 2006, and shall terminate on April 30, 2017, unless terminated earlier in accordance with this Agreement.

2. 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.

3. This First Amendment shall not be or become effective or binding on the City until approved by City Council and fully executed by all signatories of the City and County of Denver, and a fully executed Agreement has been delivered to Consultant.

[END OF AMENDMENT; 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-CE57002-01

Contractor Name: CLEAN ENERGY & TECHNOLOGIES LLC

By: 

Name: PETER GRACE
(please print)

Title: SVP Sales & Finance
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)

