

THIS THIRD AMENDATORY AGREEMENT is made and entered into by and between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “City”) and **NORTHERN COLORADO PEST AND WILDLIFE CONTROL CORP.**, a Colorado corporation company, whose address is 3026 54th Avenue, Greeley, Colorado 80634 (the “Contractor”), jointly (“the Parties”).

RECITALS

A. The Parties entered into an Agreement dated February 26, 2018; a First Amendatory Agreement dated June 17, 2020; and a Second Amendatory Agreement dated October 8, 2020 (the “Agreement”) to provide services set forth in that Agreement and the exhibits thereto.

B. The Parties wish to modify the term date of the Agreement.

NOW, THEREFORE, the parties hereby amend the Agreement as follows:

1. Paragraph 2.C. of the Second Amended Agreement, entitled “**CARES ACT SPECIFIC PROVISIONS**” is hereby amended to read as follows:

“The Contractor agrees and acknowledges that payment for all services performed by the Contractor using CRF Funds must be received by the Contractor no later than December 31, 2021. Further, the Contractor agrees and acknowledges that payment for all services performed and provided by the Contractor using CRF Funds must be provided by the City to the Contractor no later than [March 30, 2022]. As such, the Contractor shall invoice the City not later than [February 28, 2022] for all work performed pursuant to this Agreement for which CRF Funds will be used to enable sufficient time for the City to review, process, and pay such invoice by the [March 30, 2020] deadline prescribed in the CARES Act (the “Invoice Deadline Date”). Any invoice submitted by the Contractor after the Invoice Deadline Date for services performed and/or goods provided on or prior to December 30, 2021 may not be eligible to be paid by CRF Funds, and, to the extent that CRF Funds are not available to pay such invoice, partially or in total, such invoice shall only be paid subject to funds appropriated annually by the Denver City Council, paid into the Treasury of the City, and encumbered for the purpose of this Agreement..

2. During the performance of this contract, and to the extent the CARES Act funding applies, Contractor agrees to continue to follow the requirements of the CARES Act set forth in the Second Amendatory Agreement, dated October 8, 2020, and the requirements detailed in Exhibit H to the Second Amendatory Agreement.

3. Except as herein amended, the Agreement is affirmed and ratified in each and every particular.

4. This 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.

[SIGNATURE PAGES FOLLOW]

Contract Control Number: GENRL-202157878-00 [GENRL-201739057-03]
Contractor Name: NORTHERN COLORADO PEST AND WILDLIFE
CONTROL CORP

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:

Attorney for the City and County of Denver

By:

By:

By:

Contract Control Number:
Contractor Name:
CONTROL CORP

GENRL-202157878-00 [GENRL-201739057-03]
NORTHERN COLORADO PEST AND WILDLIFE

DocuSigned by:
Kristen Ewals-Strain
By: CE16FD6B5C244B4...

Name: Kristen Ewals-Strain
(please print)
Title: Owner
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)