

REVIVAL AND SECOND AMENDATORY AGREEMENT

THIS SECOND 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 **NORRIS DESIGN, INC.** (the “**Design Consultant**”), jointly “the Parties.”

RECITALS

A. The Parties entered into an Agreement dated April 10, 2019; and a First Amendatory Agreement dated February 3, 2022 (the “**Agreement**”) for the performance of certain work set forth in that Agreement and the exhibits thereto; and

B. The Agreement expired by its terms on April 10, 2023; and

C. The Parties agree the Design Consultant should be permitted to continue and complete its work under the Agreement; and

D. Rather than execute a new, separate agreement, the Parties wish to revive and reinstate the terms of the prior Agreement, and amend the Agreement to extend the term date.

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

1. Section 4.01 of the Agreement entitled “Term” is amended to read as follows:

“The initial term of this Agreement shall commence upon execution and shall end December 31, 2024; provided, however, that any work in progress that was initiated during the term of this Agreement shall continue and be paid for hereunder until the completion thereof. All terms and conditions of the Agreement shall remain in full force and effect until such completion. The term may be extended, at the sole option of the City by written amendment pursuant to Executive Order 8. In no event, however, shall the Design Consultant’s performance under this Agreement, including any extension, exceed a five (5) year period ending on month and day of the execution of this Agreement. In addition, nothing contained herein shall obligate the City to extend the Agreement beyond the initial term.”

2. In accordance with Section 4.01 of the Agreement, this Second Amendment and the extension of the Term is limited to the purpose of the Design Consultant completing in progress work that cannot be completed prior to April 10, 2023. The Design Consultant has no authorization to initiate any new work without the express written permission of the Executive Director.

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

4. This Revival and 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.

[SIGNATURE PAGES FOLLOW]

Contract Control Number: PARKS-202368123-02 / 201947762-02
Contractor Name: NORRIS DESIGN INC

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:

PARKS-202368123-02 / 201947762-02
NORRIS DESIGN INC

By:  _____
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Name: Stacey Weeks
(please print)

Title: Principal
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)