

FOURTH AMENDATORY AGREEMENT

This **FOURTH AMENDATORY AGREEMENT** is made between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “City”) and **EXCEL ENVIRONMENTAL, INC.**, a Colorado corporation with its principal place of business located at 1852 Jasper Street, Unit E, Aurora, Colorado 80111 (the “Contractor”), jointly (“the Parties”).

RECITALS

A. The Parties entered into an Agreement dated August 12, 2014, an Amendatory Agreement dated May 13, 2015, a Second Amendatory Agreement dated May 13, 2016, and a Third Amendatory Agreement dated June 8, 2017 (the “Agreement”), to provide the services delineated in the scope of work.

B. The parties wish to amend the Agreement to extend the term.

NOW THEREFORE, in consideration of the promises and the mutual covenants and obligations herein set forth, the Parties agree as follows:

1. Paragraph 6 of the Agreement, entitled “**TERM**” is amended to read as follows:

“**6. TERM.** The Agreement will commence on the date set forth on the City’s signature page and will expire on February 11, 2020 (the “Term”). Subject to the Manager’s prior written authorization, the Consultant 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 Manager.”

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

3. This Fourth 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 City Council.

[SIGNATURE PAGES FOLLOW]

Contract Control Number: Alfresco #ENVHL-201415696-04
Jaggaer #ENVHL-201950929-00

Contractor Name: EXCEL ENVIRONMENTAL, 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: Alfresco #ENVHL-201415696-04
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Contractor Name: EXCEL ENVIRONMENTAL, INC.

By:  _____
C968558DC139402...

Name: Bart McTaggart
(please print)

Title: Vice President
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)