

# STATE OF COLORADO AMENDMENT

Amendment #: 1                      Project #: FSA M455-126 (22461)  
SIGNATURE AND COVER PAGE

<b>State Agency</b> Department of Transportation		<b>Amendment Routing Number</b> 19-HA4-XC-00011-M0001
<b>Local Agency</b> City of Fort Collins		<b>Original Agreement Routing Number</b> 19-HA4-XC-00011
<b>Agreement Maximum Amount</b>	\$250,000.00	<b>Agreement Performance Beginning Date</b> September 12, 2018
		<b>Initial Agreement Expiration Date</b> September 11, 2023
		<b>New Agreement Expiration Date</b> September 11, 2025

### THE PARTIES HERETO HAVE EXECUTED THIS AMENDMENT

Each person signing this Amendment represents and warrants that he or she is duly authorized to execute this Amendment and to bind the Party authorizing his or her signature.

<b>STATE OF COLORADO</b> <b>Jared S. Polis, Governor</b> Department of Transportation Shoshana M. Lew, Executive Director  _____ Keith Stefanik, P.E., Chief Engineer Date: _____
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<b>LOCAL AGENCY</b> City of Fort Collins  _____ Signature  _____ By: (Print Name and Title)  Date: _____	<b>ADDITIONAL LOCAL AGENCY SIGNATURES</b>  _____ Signature  _____ By: (Print Name and Title) Date: _____ <b>ATTEST:</b>  _____ Signature  _____ By: (Print Name and Title) Date: _____
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In accordance with §24-30-202 C.R.S., this Amendment is not valid until signed and dated below by the State Controller or an authorized delegate.

<b>STATE CONTROLLER</b> <b>Robert Jaros, CPA, MBA, JD</b>  By: _____ Department of Transportation  Effective Date: _____
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**1) PARTIES**

This Amendment (the “Amendment”) to the Original Agreement shown on the Signature and Cover Page for this Amendment (the “Agreement”) is entered into by and between the Local Agency and the State.

**2) TERMINOLOGY**

Except as specifically modified by this Amendment, all terms used in this Amendment that are defined in the Agreement shall be construed and interpreted in accordance with the Agreement.

**3) EFFECTIVE DATE AND ENFORCEABILITY**

**A. Amendment Effective Date**

This Amendment shall not be valid or enforceable until the Amendment Effective Date shown on the Signature and Cover Page for this Amendment. The State shall not be bound by any provision of this Amendment before that Amendment Effective Date, and shall have no obligation to pay the Local Agency for any Work performed or expense incurred under this Amendment either before or after the Amendment term shown in **§3.B** of this Amendment

**B. Amendment Term**

The Parties’ respective performances under this Amendment and the changes to the Agreement contained herein shall commence on the Amendment Effective Date shown on the Signature and Cover Page for this Amendment and shall terminate on the termination of the Agreement.

**4) PURPOSE**

The Parties entered into the Original Agreement for the US 287 and Troutman Intersection Project in Fort Collins, Colorado. The Parties now desire to extend the Agreement expiration date.

**5) MODIFICATIONS**

This Amendment will extend the Agreement Expiration Date by two (2) years, from the Initial Agreement Expiration Date of September 11, 2023 to a New Agreement Expiration Date of September 11, 2025.

**6) LIMITS OF EFFECT**

This Amendment is incorporated by reference into the Agreement, and the Agreement and all prior amendments or other modifications to the Agreement, if any, remain in full force and effect except as specifically modified in this Amendment. Except for the Special Provisions contained in the Agreement, in the event of any conflict, inconsistency, variance, or contradiction between the provisions of this Amendment and any of the provisions of the Agreement or any prior modification to the Agreement, the provisions of this Amendment shall in all respects supersede, govern, and control. The provisions of this Amendment shall only supersede, govern, and control over the Special Provisions contained in the Agreement to the extent that this Amendment specifically modifies those Special Provisions.

**THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK**