

**CITY OF LAKEWOOD
STANDARD CONTRACT COVER SHEET**

Contract # 08-07002 Renewal # _____ Amendment # 1 Execution or Start Date 8/15/16

Title or Purpose of Contract Solterra Maintenance

Amount _____ Event (File) No. _____

Contractor/Vendor Name Fossil Ridge Metropolitan Dist Vendor # _____

Address 2154 E. Commons Ave., Suite 2000, Centennial, CO 80122

Authorizing Resolution or Ordinance # _____ Responsible Department PW

Dept. Administrator Stacey Rock Contract Originator Jay Hutchison

Name of Reviewing Attorney Greg Graham

Mark the Signatures Needed

- City Attorney
- Department Head or Division Manager
- Outside Party/Parties
- Finance Director (\$5,000 & over)
- City Clerk
- City Manager O.K. to Sign

Signature Received (initials)

GR 8/22/16

Outside Signatures Last No Yes (Requested by _____)

Lawful Presence Documentation – Individual Persons (Not needed for LLC's, Corporations or Partnerships)

- ID verified by _____ (Employee Name)
- Lawful Presence Affidavit attached (**don't write personal info on the affidavit!**)
- Copy of ID attached

Contractor Verification re: Illegal Aliens – Entities Providing a Service See "Lawful Presence Guide" for clarification.

Form attached Comment: _____

Type of Agreement/Contract

- | | | | | | |
|-------------------------------|-------------------------------|-------------------------------|-------------------------------|-------------------------------|---|
| <input type="checkbox"/> BID | <input type="checkbox"/> COEV | <input type="checkbox"/> CONT | <input type="checkbox"/> COOP | <input type="checkbox"/> EFA | <input checked="" type="checkbox"/> IGA |
| <input type="checkbox"/> LOAN | <input type="checkbox"/> LSE | <input type="checkbox"/> MNT | <input type="checkbox"/> MOU | <input type="checkbox"/> MSA | <input type="checkbox"/> NONE |
| <input type="checkbox"/> OTH | <input type="checkbox"/> PART | <input type="checkbox"/> PERF | <input type="checkbox"/> PIA | <input type="checkbox"/> PIGY | <input type="checkbox"/> PROF |
| <input type="checkbox"/> QTS | <input type="checkbox"/> R4Q | <input type="checkbox"/> RENT | <input type="checkbox"/> REV | <input type="checkbox"/> RFI | <input type="checkbox"/> RFP |
| <input type="checkbox"/> RFQ | <input type="checkbox"/> SNGL | <input type="checkbox"/> SOLE | <input type="checkbox"/> TEN | <input type="checkbox"/> USE | <input type="checkbox"/> ZERO |

If "Other", explain: _____

Contract status review by Jay Hutchison Next review date _____
 Contract Reviewer/Administrator

Contract Expiration Date _____, if applicable

<p>City Clerk's Office Only: <input type="checkbox"/> SAVE verification attached <input type="checkbox"/> Copy of ID destroyed</p>
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FIRST ADDENDUM
TO
FIRST AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT BETWEEN
THE CITY OF LAKEWOOD AND FOSSIL RIDGE METROPOLITAN DISTRICT NO. 1
RELATING TO MAINTENANCE

This FIRST ADDENDUM TO THE FIRST AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT (the "**First Addendum**") is entered into and shall become effective as of the ~~12th~~ day of ~~September~~ 2016, by and between Fossil Ridge Metropolitan District No. 1 ("**District**"), a Metropolitan District organized under Title 32 of the Colorado Revised Statutes, whose address is 2154 E. Commons Ave., Suite 2000, Centennial, Colorado 80122, and the City of Lakewood, a municipal corporation of the State of Colorado, whose address is 480 South Allison Parkway, Civic Center South, Lakewood, Colorado 80226, ("**City**") sometimes referred to herein as "**Parties**".

RECITALS:

WHEREAS, the Parties entered into an *Intergovernmental Agreement* relating to maintenance on April 22, 2008, as amended and restated by that certain *First Amended and Restated Intergovernmental Agreement* dated December 13, 2013 (collectively the "**Intergovernmental Agreement**"); and

WHEREAS, the Intergovernmental Agreement sets forth certain maintenance obligations within and surrounding the Solterra Project, as defined in the Intergovernmental Agreement; and

WHEREAS, the Parties desire to partially amend the Intergovernmental Agreement with this First Addendum.

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties covenant and agree as follows:

TERMS AND CONDITIONS:

1. SIGN POSTS AND FRAMES. The Parties hereby agree that Section 6(G) of the Intergovernmental Agreement shall be amended and restated in its entirety as follows:

"G. Sign Posts and Frames

1. Posts and signs for regulatory and informational signage associated with public streets that are standard posts and signs used throughout the City - City
2. All other posts and sign and all sign frames – District

-
- a. The District shall immediately deposit five (5) City standard stop signs with the City for future replacement purposes. The City shall immediately replace all signs that include red information and are reported to the City as damaged. Said replacement sign shall be a City standard post and/or sign. Said City standard replacement sign and post shall be replaced with non-City standard sign and post by the District within 72 hours of receiving notification from the City. The District shall return the City standard sign and post to the City.
 - b. The District shall replace all non-City standard signs and posts that do not include red information. Such replacement shall occur within 72 hours of the District receiving a report of the damaged sign or post.
 - c. All signs shall conform to the Manual on Uniform Traffic Control Devices.”

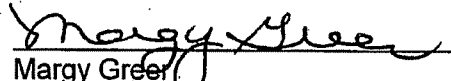
3. PRIOR PROVISIONS EFFECTIVE. Except as specifically amended hereby, all the terms and provisions of the Intergovernmental Agreement shall remain in full force and effect.

4. COUNTERPART EXECUTION. This First Addendum may be executed in several counterparts, each of which shall be deemed an original, and all of which together shall constitute one and the same instrument.

[Remainder of Page Intentionally Left Blank].

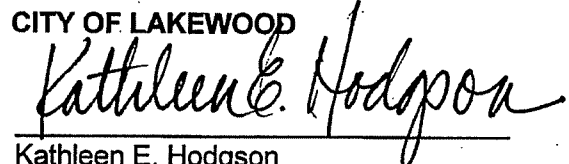
INTERGOVERNMENTAL AGREEMENT BETWEEN
THE CITY OF LAKEWOOD AND FOSSIL RIDGE METROPOLITAN DISTRICT NO. 1
RELATING TO MAINTENANCE

ATTEST:

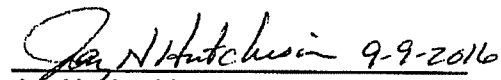

Margy Greer
City Clerk



CITY OF LAKEWOOD


Kathleen E. Hodgson
City Manager

RECOMMENDED AND APPROVED:


Jay N. Hutchison
Director of Planning and Public Works

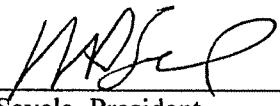
APPROVED AS TO FORM:


Office of the City Attorney

DISTRICT

Fossil Ridge Metropolitan District No. 1,

A metropolitan district organized under
Title 32 of the Colorado Revised Statutes

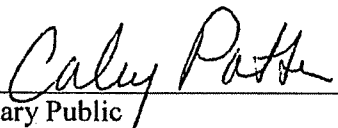


Marc Savela, President

STATE OF COLORADO)
) ss:
COUNTY OF Jefferson)

The foregoing instrument was acknowledged before me this 22nd day of June, 2016, by Marc Savela, as President of the Fossil Ridge Metropolitan District No. 1, a metropolitan district organized under Title 32 of the Colorado Revised Statutes.

Witness my hand and official seal.
My commission expires: 6/25/2019



Notary Public

[SEAL]

CALEY ARLETTE POTTER NOTARY PUBLIC STATE OF COLORADO NOTARY ID 20154025056 COMMISSION EXPIRES JUN. 25, 2019
