

**CITY OF SANTA FE  
AMENDMENT No. 2 TO  
AGREEMENT BETWEEN OWNER AND CONTRACTOR  
ITEM#19-0130**

AMENDMENT No. 2 (the "Amendment") to the CITY OF SANTA FE AGREEMENT BETWEEN OWNER AND CONTRACTOR FOR ENERGY PERFORMANCE CONTRACTING 19-0130, dated February 27, 2019 (the "Agreement"), between the City of Santa Fe (the "City") and Ameresco, Inc. (the "Contractor"). The date of this Amendment shall be the date when it is executed by the City and the Contractor whichever occurs last.

**RECITALS**

A. Under the terms of the Agreement, the Contractor has agreed to provide Energy Conservation Measure Services;

B. Pursuant to Article 54 of the Agreement, and for good and valuable consideration, the receipt and sufficiency of which are acknowledged by the parties, the City and the Contractor agree as follows:

1. COMMENCEMENT DATE, COMPLETION DATE, SUBSTANTIAL COMPLETION AND ACCEPTANCE.

Article 8C of the Agreement is deleted. A new article 8C of the Amendment is inserted to extend the Substantial Completion Date of the Agreement, so that Article 8C reads in its entirety as follows:

The Contractor shall achieve Substantial Completion of the entire Work not later than two hundred ninety eight (298) calendar days from the Commencement Date, with the exception of the Genoveva Chavez Community Center Ice Rink Chiller and VFD scope, including all associated work under ECM #5, ECM #8 and ECM #9, of which the Contractor shall achieve Substantial Completion not later than four hundred sixteen (416) calendar days from the Commencement Date, subject to adjustments of this Contract Time as provided herein.

2. AGREEMENT IN FULL FORCE.

Except as specifically provided in this Amendment, the Agreement remains and shall remain in full

force and effect, in accordance with its terms.


IN WITNESS WHEREOF, the parties have executed this Amendment No. 1 to the City of Santa Fe Agreement Between Owner and Contractor for Energy Performance Contracting as of the dates set forth below.

CITY OF SANTA FE:

  
ALAN WEBBER, MAYOR

DATE: 9/30/19

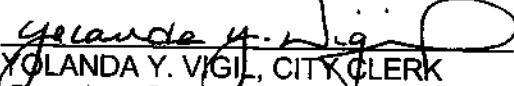
CONTRACTOR:

  
ROBERT GEORGEOFF, VICE  
PRESIDENT AMERESCO, INC.

DATE: 8-19-19

CRS# 01-710541-00-2  
City of Santa Fe Business  
Registration# 19-00134373

ATTEST:

  
YOLANDA Y. VIGIL, CITY CLERK  
cc mtg. 9-25-19

APPROVED AS TO FORM:

 9/30/19  
ERIN MCSHERRY, CITY ATTORNEY

APPROVED:

  
MARY MCCOY, FINANCE DIRECTOR 

Business Unit/Line Item  
No Cost Change.