

TOWN OF SUPERIOR  
RESOLUTION NO. R-58  
SERIES 2018

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF SUPERIOR APPROVING AN AMENDMENT TO THE AGREEMENT WITH HOFFMANN, PARKER, WILSON, CARBERRY, P.C., FOR LEGAL SERVICES

WHEREAS, on December 14, 2005, the Board of Trustees approved an agreement between the Town and Hayes, Phillips, Hoffmann and Carberry, P.C. for legal services;


WHEREAS, in October 2015, the Board of Trustees approved an amendment to that agreement to increase the compensation, increase the required insurance and change the name of the law firm; and

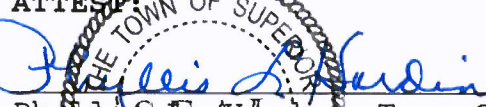
WHEREAS, the Board wishes to amend the 2005 agreement again by increasing the compensation to be paid to the law firm.

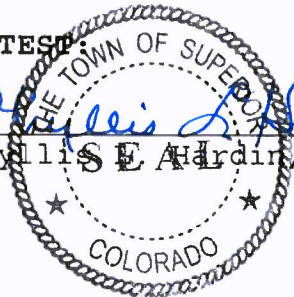
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF SUPERIOR, COLORADO, as follows:

Section 1. The Second Amendment to the Agreement for General Counsel Services between the Town of Superior and Hoffmann, Parker, Wilson, Carberry, P.C. is hereby approved in the form attached hereto.

ADOPTED this 22<sup>nd</sup> day of October, 2018.

  
\_\_\_\_\_  
Clint Folsom, Mayor

ATTEST  
  
\_\_\_\_\_  
Phyllis E. Hardin, Town Clerk/Treasurer



**SECOND AMENDMENT TO AGREEMENT FOR GENERAL COUNSEL SERVICES**

THIS SECOND AMENDMENT TO AGREEMENT FOR GENERAL COUNSEL SERVICES (the "Second Amendment") is made and entered into this 22<sup>nd</sup> day of October, 2018, by and between the Town of Superior, a Colorado municipal corporation with an address of 124 East Coal Creek Drive, Superior, Colorado 80027 (the "Town"), and Hoffmann, Parker, Wilson & Carberry, P.C., an independent contractor with a principal place of business at 510 16<sup>th</sup> Street, Suite 611, Denver, Colorado 80202 ("HPWC").

WHEREAS, on December 12, 2005, the Town and HPWC's predecessor entered into an Agreement for General Counsel Services (the "Agreement");

WHEREAS, in October 2015, the Town and HPWC agreed to an Amendment to the Agreement (the "First Amendment"); and

WHEREAS, the Town and HPWC wish to amend the Agreement again to increase the compensation amount.

NOW, THEREFORE, for the consideration hereinafter set forth, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. Section 7 of the Agreement is hereby amended to change the rate of compensation to \$195 per hour, effective January 1, 2019.
2. All provisions of the Agreement not expressly modified in the First Amendment and/or this Second Amendment shall remain in full force and effect.

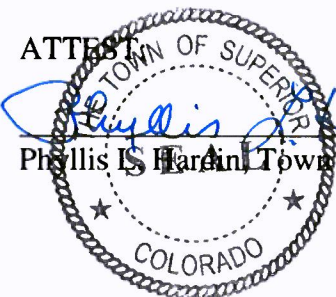
IN WITNESS WHEREOF, the parties hereto have executed this Second Amendment on the date first set forth above.

**TOWN OF SUPERIOR, COLORADO**

Clint Folsom  
Clint Folsom, Mayor

ATTEST

Phyllis S. Hardin  
Phyllis S. Hardin, Town Clerk/Treasurer



**HOFFMANN, PARKER, WILSON & CARBERRY**

Kendra Carberry  
Kendra L. Carberry