

FIRST AMENDATORY AGREEMENT

THIS FIRST AMENDATORY AGREEMENT is made between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (“City”), and **LABORATORY CORPORATION OF AMERICA** (“Contractor”), collectively the “Parties”.

RECITALS:

A. The Parties entered into an agreement executed on or about July 16, 2020, (“Agreement”) for the exchange of certain obligations set forth in that Agreement, Exhibit A thereto.

B. The payment amount under the current Agreement is Three Million Dollars and No Cents (\$3,000,000.00)

C. Rather than enter into a new contract, the Parties desire to amend the Agreement to increase the maximum contract amount, as set forth herein.

NOW THEREFORE, in consideration of the premises and the Parties’ mutual covenants and obligations, the Parties agree as follows:

1. **Section 4.4.1** of the Agreement entitled **Maximum Contract Amount** is amended to read as follows:

4.1 Maximum Contract Amount

4.4.1 Notwithstanding any other provision of the Agreement, the City’s maximum payment obligation will not exceed **FIFTEEN MILLION DOLLARS AND NO CENTS (\$15,000,000.00)** (the “Maximum Contract Amount”). The City is not obligated to execute an Agreement or any amendments for any further services, including any services performed by the Contractor beyond that specifically described in **Exhibit A**. Any services performed beyond those in **Exhibit A**, or as directed by Executive Director in writing, are performed at the Contractor’s risk and without authorization under the Agreement.

2. Except as herein amended, the Agreement continues in effect, and is

affirmed and ratified in each and every particular.

3. This First 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 the City Council.

[SIGNATURE PAGES TO FOLLOW]

Contract Control Number: SAFTY-202055171-01/Parent SAFTY-202054695-01
Contractor Name: LABORATORY CORPORATION OF AMERICA

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:
Contractor Name:

SAFTY-202055171-01/Parent SAFTY-202054695-01
LABORATORY CORPORATION OF AMERICA

By: Scott Gillum

Name: Scott Gillum
(please print)

Title: Vice President, Division Controller
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)