

FIRST AMENDATORY AGREEMENT

THIS FIRST AMENDATORY AGREEMENT, made and entered into between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “City”) and **EM DUB DESIGN LLC.**, (the “Design Consultant”), collectively (“the Parties”).

RECITALS:

A. The City and the Design Consultant entered into an On-Call Contract Services Agreement executed on March 9, 2015 (the “Agreement”);

B. The City and the Design Consultant desire to amend the Agreement to increase the maximum contract capacity;

NOW THEREFORE, in consideration of the premises and the mutual covenants and obligations herein contained, the parties agree as follows:

1. Article II of the Agreement entitled “Compensation is hereby amended to read as follows:

“E. **Maximum Contract Amount:** It is understood and agreed by the parties hereto that payment or reimbursement of all kinds to the Design Consultant, for all services provided under this Agreement, shall not exceed a maximum of **FIVE HUNDRED EIGHTY-FIVE THOUSAND DOLLARS (\$585,000)**. In no event shall the maximum payment to the Design Consultant, for all services provided throughout the entire term of this Agreement exceed the contract maximum amount set forth above.

2. As herein amended, the Agreement is affirmed and ratified in each and every particular.

3. This 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.

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Contract Control Number:

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:

By _____

By _____

By _____



Contract Control Number: PARKS-201520685-01

Contractor Name: EM DUB DESIGN LLC

By: Matt Wilg

Name: MATT WILGENBUSCH
(please print)

Title: MANAGING PARTNER
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)

