

**AMENDATORY FUNDING AGREEMENT  
MONTBELLO FAMILY HEALTH CLINIC**

**THIS AMENDMENT** is made and entered into by and between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (“**City**”), and the **DENVER HEALTH AND HOSPITAL AUTHORITY**, a body corporate and political subdivision of the State of Colorado (“**Denver Health**”), together the “**Parties**”.

A. Denver Health has constructed and replaced the Montbello Family Health Center (the “**Facility**”) to expand space and improve design in order to increase capacity and better serve the Montbello neighborhood’s health needs (the **Project**”).

B. In order to assist Denver Health in carrying out its mission, the City committed to partially fund the **Project** and has already provided substantial funding for the **Project**.

C. Denver Health also obtained other funding for the **Project**.

D. Denver Health has satisfactorily completed and is operating the **Project** for the use and benefit of the citizens of the City, as specified herein.

E. The Parties now wish in this Amendment to ratify, identify the sources of funding, state the full amount of funds the City provided for the **Project** in connection with this Funding Agreement, and modify the term.

**NOW, THEREFORE**, the parties agree as follows:

1. Paragraphs 3B and E in **CITY PAYMENT AND RELATED RESPONSIBILITIES** are amended to read:

**3. CITY PAYMENT AND RELATED RESPONSIBILITIES**

B. As additional consideration for the performance of Denver Health’s statutory mission on behalf of the citizens of the City and in order to enhance the ability of Denver Health to perform the functions and services set forth in the Act, and in this Funding Agreement, the City has paid the following amount towards the cost of the

Project, not to exceed **Two Million, Five Hundred Fifty Nine Thousand Dollars (\$2,559,000.00)**.

\*\*\*

E. The City's total payment obligation, whether direct or indirect, under this Funding Agreement, is expressly limited to a maximum amount of **Two Million, Five Hundred Fifty Nine Thousand Dollars (\$2,559,000.00)**. As such, all other expenditures required to complete the Project or other costs associated with the Project are solely the responsibility of Denver Health, and shall be paid by Denver Health.

2. Paragraph 7, **TERM** is amended to read:

**7. TERM:** The term of this Agreement shall commence on January 1, 2010 and end on December 31, 2013.

3. All references to "...Exhibit A..." in the existing Funding Agreement shall be amended to read: "...Exhibit A and A-1, as applicable..." The scope of work/budget marked as Exhibit A-1 is attached and incorporated by reference.

4. Except as herein amended, the Funding Agreement is affirmed and ratified in each and every particular.<sup>1</sup>

**[Remainder of this page intentionally left blank]**

---

<sup>1</sup> By a separate funding agreement (#GE02157), the City paid \$500,000 in CDBG funds to Denver Health for architectural and other professional costs of this project.