

AMENDATORY AGREEMENT

THIS AMENDATORY CONFLICTS COUNSEL AGREEMENT (“Agreement”) is made between the **CITY AND COUNTY OF DENVER**, a home rule and municipal corporation of the State of Colorado (“City”) and **GARNETT POWELL MAXIMON BARLOW & FARBES, LLC**, a Colorado limited liability company, with its principal place of business located at 1125 17th Street, Suite 2200, Denver, CO 80202, (“GPMB”), collectively “the Parties.”

RECITALS:

WHEREAS, the Parties entered into an Agreement executed on November 22, 2024 (the “Agreement”) to perform, and complete all the services and produce all the deliverables set forth in the Agreement, to the City’s satisfaction.

WHEREAS, the Parties now wish to amend the Agreement to update the Scope of Work and Fee Schedule.

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

1. Subsection **4.b.** of the Agreement entitled “**PAYMENT OF FEES AND EXPENSES: Fees**” is hereby replaced with:

“**4.b. Fees:** Special Counsel shall be paid for actual time devoted to work for the City, including meetings with City officials, review, preparation for and appearance on behalf of the City in any negotiations, proceedings, conferences and telephone conferences at the following rates, in accordance with the Billing Requirements set forth in **Exhibit A-1: Scope of Work/Fee Schedule, \$650.00 per hour for partners, \$400.00 per hour for associates, and \$200.00 per hour for paralegals**, for representation involving *City of Aurora v. City and County of Denver* the following rates will apply: **\$500.00 per hour for partners, \$350.00 per hour for associates, and \$200.00 per hour for paralegals**. Additional attorneys and paralegals employed by Special Counsel providing services under this Agreement may be billed at hourly rates pre-approved in writing by the City Attorney or her designee. In no case shall the hourly rates billed for additional attorneys and paralegals exceed the contracted-for rate for special counsel.”

2. Effective upon execution, all references to “**Exhibit A**” in the existing Agreement shall be amended to read “**Exhibit A and A-1**” as applicable. The Scope of Work marked as **Exhibit A-1** is attached hereto and incorporated herein by this reference.

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

4. 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.

Exhibits

Exhibit A-1- Scope of Work and Fee Schedule

[SIGNATURE PAGES TO FOLLOW]

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Contract Control Number:
Contractor Name:

ATTNY-202476259-01, ATTNY-202578539-01
Garnett Powell Maximon Barlow & Farbes, LLC

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:

Attorney for the City and County of Denver

By: _____

REGISTERED AND COUNTERSIGNED:

By: _____

By:

Contract Control Number:
Contractor Name:

ATTNY-202476259-01, ATTNY-202578539-01
Garnett Powell Maximon Barlow & Farbes, LLC

By:

DocuSigned by:

Stan Garnett

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Name: Stan Garnett
(please print)

Title: Partner
(please print)

ATTEST: [if required]

By:

Name:
(please print)

Title:
(please print)

Exhibit A-1
Scope of Work and Fee Schedule
GPMB, LLC

Representation and legal counsel for the City and County of Denver and/or its employees in complex civil litigation matters, including civil rights cases expected to go to trial. Assistance with complex cases as case load exceeds the capacity of the CAO and/or when there is a legal conflict, and the matter requires conflict counsel.

Fee Schedule:

Partners \$650/hour
Associate \$400/hour
Paralegals \$200/hour

GPMB, LLC will also represent the City and County of Denver in the matter *City of Aurora v. City and County of Denver*

Fee Schedule for representation involving *City of Aurora v. City and County of Denver*:

Partners \$500/hour
Associate \$350/hour
Paralegals \$200/hour