

SECOND AMENDATORY AGREEMENT

This **SECOND AMENDATORY AGREEMENT** is made between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “City”) and for itself and on behalf of the **DEPARTMENT OF PUBLIC HEALTH & ENVIRONMENT** (“DDPHE”, and, together with the City and County of Denver, the “City”), and **CARING FOR DENVER FOUNDATION**, a Colorado nonprofit corporation, authorized to do business in the State of Colorado, whose address is Kaleidoscope Collaborative Center, 1035 Osage St., 8th Floor, Denver, Colorado 80204 (hereinafter “CFD” and, together with the City, jointly “the Parties”).

RECITALS:

A. The Parties entered into an Agreement dated August 27, 2019, and an Amendatory Agreement dated June 17, 2021 (collectively, the “Agreement”) to provide services to increase mental health and substance use disorder prevention, treatment, recovery, and harm reduction services in the City and County of Denver.

B. The Parties wish to amend the Agreement to extend the term, update paragraph 28-No Employment of Illegal Aliens to Perform Work under this Agreement; and update paragraph 29-No Discrimination in Employment.

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

1. Section 4 of the Agreement entitled “**TERM:**” is hereby deleted in its entirety and replaced with:

“**4. TERM:** The “Term” of this Agreement will commence on **August 1, 2019**, and terminate on **December 31, 2024**. Subject to the Executive Director’s prior written authorization, CFD shall complete any work in progress as of the effective date of termination or expiration and that term shall automatically extend until such work is completed or earlier terminated by the Executive Director.”

2. Section 28 of the Agreement entitled “**NO EMPLOYMENT OF ILLEGAL ALIENS TO PERFORM WORK UNDER THE AGREEMENT:**” is hereby deleted in its entirety and replaced with:

“**28. [RESCINDED.]**”

3. Section 29 of the Agreement entitled “**NO DISCRIMINATION IN ADMINISTRATION OR EMPLOYMENT**” is hereby deleted in its entirety and replaced with:

“29. NO DISCRIMINATION IN ADMINISTRATION OR EMPLOYMENT:

A. In administering the Caring for Denver Fund or expending any moneys derived from the Caring for Denver Tax, CFD agrees not to discriminate against any person on the basis of race, color, religion, national origin, gender, age, military status, sexual orientation, gender expression or gender identity, marital status, protective hairstyle, or physical or mental disability.

B. In connection with the performance of operations under this Agreement, CFD agrees not to refuse to hire, discharge, promote or demote, or to discriminate in matters of compensation against any person otherwise qualified, solely because of race, creed, color, religion, national origin, gender, age, military status, sexual orientation, gender expression or gender identity, marital status, protective hairstyle, or physical or mental disability. CFD shall insert the foregoing provision in all of its contracts relating to the Scope of Work.”

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

5. This Second 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.

[THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK.]

Contract Control Number: ENVHL-202368669-02/201951262-02
Contractor Name: CARING FOR DENVER FOUNDATION

IN WITNESS WHEREOF, the parties have set their hands and affixed their seals at
Denver, Colorado as of:

SEAL **CITY AND COUNTY OF DENVER:**

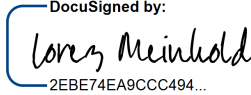
ATTEST: By: _____

APPROVED AS TO FORM: **REGISTERED AND COUNTERSIGNED:**
Attorney for the City and County of Denver
By: _____ By: _____

By: _____

Contract Control Number:
Contractor Name:

ENVHL-202368669-02/201951262-02
CARING FOR DENVER FOUNDATION

By:  _____

Name: Lorez Meinhold
(please print)

Title: Executive Director
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)