

SECOND AMENDATORY ON CALL MAINTENANCE AND/OR REPAIR CONTRACT

This **SECOND AMENDATORY ON CALL MAINTENANCE AND/OR REPAIR CONTRACT** is made between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “City”), and **KONE INC.**, a Delaware corporation whose address is One Kone Court, Moline, IL 61265 (the “Sub-Awardee”), jointly (“the Parties”).

RECITALS:

WHEREAS, the Parties entered into an On Call Maintenance and/or Repair Contract dated October 17, 2019, and an Amendatory On Call Maintenance and/or Repair Contract dated July 20, 2022 (collectively, the “Agreement”), to perform services as directed by the City on an “on-call” or “as needed” basis (the “Program”). Program work will generally consist of performance of such maintenance and repair services.

WHEREAS, the Parties wish to amend the Agreement to extend the Term.

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

1. Section 3 of the Agreement, entitled “**TERM:**”, is amended to read as follows:

“**3. TERM:** The term of Agreement will commence on July 15, 2019, and will continue through July 31, 2024 (the "Term"). The Contractor agrees to comply with all applicable Contract close-out procedures and requirements set forth in the Contract and as otherwise directed by the Manager.”

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

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

4. 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;
SIGNATURE PAGES FOLLOW.]**

Contract Control Number: GENRL-202368843-02 [GENRL-201948388-02]
Contractor Name: KONE INC

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:

GENRL-202368843-02 [GENRL-201948388-02]
KONE INC

By:  _____
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Name: Alex Dyer
(please print)

Title: General Manager
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)