

AMENDATORY AGREEMENT

This **AMENDATORY AGREEMENT** is made between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “**City**”) and **ALFRED BENESCH & COMPANY**, a Illinois corporation registered to do business in Colorado, whose address is 35 W Wacker Dr., Suite 3300, Chicago, IL 60601, US (the “**Consultant**”).

RECITALS:

- A. The Parties entered into an On-Call Agreement dated July 14, 2023 (the “Agreement”) to provide Professional On-Call services.
- B. The Parties wish to amend the Agreement to update Section 5.

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

- 1. Section 5 of the Agreement entitled **COMPLIANCE WITH M/WBE REQUIREMENTS** sub-section 5.01 (a.) is amended to read as follows:

“**5.01** (a.) This Agreement is subject to Article III, Divisions 1 and 3 of Chapter 28, Denver Revised Municipal Code (“**D.R.M.C.**”), designated as §§ 28-31 to 28-40 and 28-51 to 28-90 (the “**MWBE Ordinance**”); and any Rules and Regulations promulgated pursuant thereto. The contract goal for MWBE participation established for this Agreement by the Division of Small Business Opportunity (“**DSBO**”) is 11% .”

- 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: DOTI-202369466-01[202368020-01]
Contractor Name: Alfred Benesch & Company

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

SEAL **CITY AND COUNTY OF DENVER:**

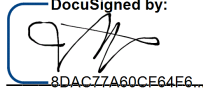
ATTEST: By: _____

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

By: _____

Contract Control Number:
Contractor Name:

DOTI-202369466-[202368020-01]
Alfred Benesch & Company

By:  DocuSigned by:
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Name: Jess Hastings
(please print)

Title: Sr Vice President
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)