

FIRST AMENDMENT TO THE AGREEMENT

THIS FIRST AMENDMENT TO THE AGREEMENT, is made and entered into as of the date stated on the signature page (“Effective Date”), by and between the CITY AND COUNTY OF DENVER, a municipal corporation of the State of Colorado ("City"), and Daon, Inc. a Delaware Corporation authorized to conduct business in the State of Colorado, (“Consultant”).

WITNESSETH:

WHEREAS, the City owns and operates Denver International Airport (“DEN” or the “Airport”); and

WHEREAS, the City and Consultant entered into a written Agreement # 202054840 dated June 5, 2020 (“Agreement”) wherein the Parties agreed to combine technologies and competencies to develop human authentication platforms to enable an enhanced passenger experience at DEN; and

WHEREAS, the City now wishes to add term and funding with this First Amendment; and

WHEREAS, Consultant is willing and able to perform the Work;

NOW, THEREFORE, for and in consideration of the premises and other good and valuable consideration, the parties hereto agree as follows:

1. Paragraph B of Article IV, titled Confidentiality of Agreement, is hereby deleted in its entirety and replaced with the following.

B. The Parties will: (a) treat the activities under this Agreement as Confidential Information of both Parties; and (b) obtain the other Party's written consent prior to any publication, advertisement, presentation, public announcement, or press release concerning activities conducted under this Agreement.

2. Paragraph C of Article VI, titled Capital Equipment Investment, is hereby deleted in its entirety and replaced with the following.

C. Capital Equipment Investment. Daon will invest up to Twenty-five million dollars (\$25,000,000.00) in pre- and post-security infrastructure related to health and wellness efforts. Examples of what this could include are eGates with biometric/NFC readers, touchless enrollment kiosks, and routing/wait time technologies.

3. Except as modified by this First Amendment, all of the terms and conditions of the Agreement shall remain in full force and effect.

4. This First Amendment to the Agreement shall not be effective or binding on the City until approved and fully executed by all signatories of the City and County of Denver.

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Contract Control Number: PLANE-202054840-01
Contractor Name: DAON 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:

PLANE-202054840-01
DAON INC.

By:  _____
E1CF3CA3B5DB485...

Name: John Sanders
(please print)

Title: President, Emerging Industries
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)