

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 **KONE INC**, a Delaware corporation whose address is One Kone Court, Moline, Illinois 61265 (the “Contractor”), jointly (“the Parties”).

WITNESSETH

A. The Parties entered into an Agreement dated **October 29, 2019**; an Amendatory Agreement dated **March 24, 2021** (the “Agreement”) to perform and complete all modernization and installation of elevators as detailed in the contract.

B. 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 4.0 of the Agreement entitled **TERM OF AGREEMENT** is hereby deleted in its entirety and replaced with:

“4. The Agreement will commence on October 29, 2019 and will expire **October 31, 2022** (the “Term”). Subject to the Manager’s prior written authorization, the Contractor shall complete any Assigned Work in progress as of the expiration date and the Term of the Agreement will extend until the work is completed or earlier terminated by the Manager. The parties agree that in the performance of the terms, conditions, and requirements of this Agreement by the Contractor, time is of the essence.”

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

3. 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.

[SIGNATURES TO FOLLOW]

Contract Control Number: GENRL-202160581 [GENRL-201951354-02]
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-202160581 [GENRL-201951354-02]
KONE INC

By:  _____
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Name: Megan Long
(please print)

Title: Project Manager
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)