

## FIRST AMENDATORY AGREEMENT

**THIS FIRST AMENDATORY AGREEMENT** is made and entered into by and between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “City”) and **DUNAKILLY MANAGEMENT GROUP CORP.**, a Colorado corporation (the “Consultant”), jointly “the Parties.”

### RECITALS

**A.** The Parties entered into an Agreement executed on September 10, 2021 (the “Agreement”) for the performance of certain work set forth in that Agreement and **Exhibit A** thereto; and

**B.** The Parties wish to amend the Agreement to add funds to the Agreement in order to continue the services.

**NOW, THEREFORE**, the Parties hereby amend the Agreement as follows:

**1.** Section 3.05(a) of the Agreement entitled “**Maximum Contract Amount; Funding**” is amended to read as follows:

“It is understood and agreed by the parties hereto that payment or reimbursement of all kinds to the Consultant, for all work performed under this Agreement, shall not exceed a maximum of **Two Million Dollars and Zero Cents (\$2,000,000.00)**. In no event shall the maximum payment to the Consultant, for all work and services performed throughout the entire term of this Agreement exceed the contract maximum amount set forth above.”

**2.** Section 6.19 of the Agreement entitled “**Confirmation of Lawful Employment**” is hereby rescinded and the obligations therein are no longer of any force or effect.

**3.** Except as herein amended, the Agreement is affirmed and ratified in each and every particular.

**4.** This First 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.

**[SIGNATURE PAGES FOLLOW]**

**Contract Control Number:** PARKS-202370383-01 / PARKS-202159099-01  
**Contractor Name:** Dunakilly Management Group Corp.

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:**

PARKS-202370383-01 / PARKS-202159099-01  
Dunakilly Management Group Corp.

By:  \_\_\_\_\_  
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Name: Robert Deevy  
(please print)

Title: Principal  
(please print)

ATTEST: [if required]

By: \_\_\_\_\_

Name: \_\_\_\_\_  
(please print)

Title: \_\_\_\_\_  
(please print)