

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 **TRULINK LLC**, a Colorado limited liability company, whose address is now 43255 Ptarmigan Ranch Street, Parker, CO 80138 (the “Contractor”), individually a “Party” and collectively the “Parties.”

WHEREAS, the Parties entered into an Agreement dated February 15, 2018, and an Amendatory Agreement dated September 21, 2022, to provide cable installation services (the “Agreement”); and

WHEREAS, the Parties now wish to modify the Agreement as set forth below.

NOW, THEREFORE, in consideration of the mutual covenants and agreements hereinafter set forth and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties incorporate the recitals set forth above and amend the Agreement as follows:

1. Subsection 3(D)(i) of the Agreement, titled “**Maximum Contract Liability**,” is amended to read as follows:

“(i) Any other provision of this Agreement notwithstanding, in no event shall the City be liable to pay for services rendered and expenses incurred by the Contractor under the terms of this Agreement for any amount in excess of **FIVE MILLION DOLLARS (\$5,000,000.00)** (the “Maximum Contract Amount”). The Contractor acknowledges that the City is not obligated to execute an agreement or an amendment to Contractor for any further services and that any services performed by Contractor beyond that specifically described in **Exhibit A** or contained in an Order are performed at Contractor’s risk and without authorization under this Agreement.”

2. Except as amended here, the Agreement is affirmed and ratified in each and every particular.

3. This Second Amendatory Agreement is not 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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By:

Contract Control Number: TECHS-202266180-02 / 201739016-02
Contractor Name: TruLink LLC

By:  _____
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Name: Tiana Kronebusch
(please print)

Title: Managing Partner
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)