

## 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 **SIERRA DETENTION SYSTEMS, INC.**, a Colorado corporation, with its principal place of business located at 1177 S. 4<sup>th</sup> Ave. , Brighton, CO 80601 (the “Contractor”), collectively “the Parties.”

### WITNESSETH:

**WHEREAS**, the Parties entered into an Agreement dated July 31, 2012 (the “Agreement”), to provide preventative maintenance services on the detention and access electronics equipment installed in certain City facilities; and

**WHEREAS**, the Parties wish to amend the Agreement to extend the term and increase the compensation to the Contractor as follows; and

**NOW, THEREFORE**, in consideration of the premises and the mutual covenants and obligations herein set forth, the Parties agree as follows:

1. Article 3 of the Agreement entitled “TERM” is amended to read as follows:

“**3. TERM:** The Agreement will commence on January 1, 2012 and will expire on December 31, 2017 (the “Term”).”

2. Article 4(d)(1) of the Agreement entitled “Maximum Contract Amount” is amended to read as follows:

“**d. Maximum Contract Amount:**

(1) Notwithstanding any other provision of the Agreement, the City’s maximum payment obligation will not exceed **THREE MILLION FIVE HUNDRED NINETEEN THOUSAND FIVE HUNDRED SIXTY FOUR AND 00/100 DOLLARS (\$3,519,564.00)** (the “Maximum Contract Amount”). The City is not obligated to execute an Agreement or any amendments for any further services, including any services performed by Contractor beyond that specifically described in **Exhibit A**. Any services performed beyond those in **Exhibit A** are performed at Contractor’s risk and without authorization under the Agreement.

See attached schedule EXHIBIT C.”

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

[SIGNATURE PAGES FOLLOW]

## **Exhibit C**

### **Payment Schedule:**

	Van Cise - Simonet	County Jail	Courthouse	Lock Maint
Year 1 Annual Payments	\$274,160	\$220,202	\$200,030	\$34,311
Year 1 Monthly Payments	\$22,847	\$18,350	\$16,669	\$2,859
Year 2 Annual Payments	\$287,868	\$231,212	\$210,032	\$36,026
Year 2 Monthly Payments	\$23,989	\$19,268	\$17,503	\$3,002
Year 3 Annual Payments	\$302,261	\$242,772	\$220,533	\$37,827
Year 3 Monthly Payments	\$25,188	\$20,231	\$18,378	\$3,152

**3 Years contract total**



Annual Total
\$728,703
<b>\$60,725</b>
\$765,138
\$63,762
\$803,393
\$66,949
<b>\$2,297,234</b>

**Contract Control Number:**

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:

By \_\_\_\_\_

By \_\_\_\_\_

By \_\_\_\_\_



**Contract Control Number:** SHERF-201103350-01

**Contractor Name:** SIERRA DETENTION SYSTEMS

By: 

Name: W. RUSSELL PILCHER  
(please print)

Title: CEO  
(please print)

**ATTEST: [if required]**

By: 

Name: COURTNEY HANSON  
(please print)

Title: Asst. Secretary  
(please print)

