

THIRD AMENDATORY AGREEMENT

THIS THIRD AMENDATORY AGREEMENT is entered into this ____ day of _____, 2010, by the CITY AND COUNTY OF DENVER, a municipal corporation of the State of Colorado (the "City"), and HS2 GROUP LLC fka EXPRESS PERSONNEL, INC. and aka EXPRESS SERVICES, INC. and EXPRESS EMPLOYMENT PROFESSIONALS, LLC whose address is 98 N. Wadsworth Blvd., Unit 124, Lakewood, CO 80226 (the "Contractor").

RECITALS

- A. The City and the Contractor entered into an Agreement dated October 30, 2007, an Amendatory Agreement dated November 25, 2008, and a Second Amendatory Agreement dated December 29, 2009 to perform temporary worker placement services (the "Agreement").
- B. The City and the Contractor now wish to amend the Agreement by increasing the funding.

NOW, THEREFORE, the parties hereby amend the Agreement as follows:

1. Subsection A of Paragraph 3 of the Agreement, entitled "**Fees and Expenses**", is amended to read as follows:

"A. **Fees and Expenses**: Subject to the provisions of Article 3.C. below, the Contractor agrees to accept as full compensation from the City under this Agreement, for completion of all the items of work contained in this Agreement and **Exhibit A**, an amount not to exceed Eight Hundred Fifty Thousand and 00/100 Dollars (\$850,000.00) (the "Maximum Contract Amount"), to be used in accordance with the terms set forth in **Exhibit A**."

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

3. The Third Amendatory Agreement may be executed in two (2) counterparts, each of which is an original of this Agreement and constitutes the same instrument.

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07-927-C

IN WITNESS WHEREOF, the parties hereto have executed this Amendatory Agreement as of the date first written above.


ATTEST:

CITY AND COUNTY OF DENVER:

By: _____
STEPHANIE Y. O'MALLEY, Clerk
and Recorder, Ex-Officio Clerk of the
City and County of Denver

By: _____
M A Y O R

RECOMMENDED AND APPROVED:

By: 
Manager of Human Services

APPROVED AS TO FORM:

DAVID R. FINE
CITY ATTORNEY for the City and
County of Denver

REGISTERED AND COUNTERSIGNED:

By: _____
Manager of Finance

By: _____
Assistant City Attorney


Contract Control No. CE81002(3)

By: _____
Auditor
"CITY"

ATTEST: [If required by Corporate procedures]

HS2GROUP LLC
fna EXPRESS PERSONNEL INC. and aka
EXPRESS SERVICES INC. and
EXPRESS EMPLOYMENT
PROFESSIONALS LLC,
Taxpayer (IRS) I.D. No. 84-0909680

By: _____

By: 

Title: _____

Name: Sharon Hendricks
(please print)

Title: Owner

"CONTRACTOR"