

THIRD AMENDATORY AGREEMENT

This **THIRD AMENDATORY AGREEMENT** is made between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “City”) and **CDM SMITH INC.**, a Massachusetts corporation, doing business at 75 State Street, Suite 701, Boston, MA 02109 (the “Design Consultant”), jointly (“the Parties”).

RECITALS:

A. The Parties entered into and Design Services Agreement dated February 14, 2013, an Amendatory Agreement dated October 6, 2014 and a Second Amendatory Agreement dated February 10, 2016 to provide professional architecture and engineering design services in support of the South Platte River Recreation and Habitat Improvements: Grant Frontier/Overland Pond Parks (the “Agreement”); and

B. The Parties wish to amend the Agreement to extend the term; and

NOW THEREFORE, in consideration of the premises and the Parties’ mutual covenants and obligations, the Parties agree as follows:

1. Paragraph 4.01 of the Agreement, entitled “**Term**” is hereby deleted in its entirety and replaced with:

“**4.01 Term.** The term of this Agreement commenced on February 14, 2013 and shall terminate on June 30, 2017.”

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

3. This Third 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.

[THE BALANCE OF THIS PAGE IS INTENTIONALLY LEFT BLANK.]

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: PARKS-201209248-03

Contractor Name: CDM SMITH INC

By: 

Name: Barbara Biggs
(please print)

Title: Client Service Leader
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)

