

## THIRD AMENDATORY AGREEMENT

**THIS THIRD AMENDATORY AGREEMENT** is made effective as of January 1, 2024 between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (“City”) and **SHAMES MAKOVSKY PROPERTY MANAGEMENT, LLC**, a Colorado limited liability company, with an address of 1400 Glenarm Place, Suite 100, Denver, Colorado 80202 (“Consultant”), collectively referred to as the “Parties”.

### WITNESSETH:

**WHEREAS**, the Parties entered into an agreement dated October 22, 2015, as amended (the “Agreement”) for various property management services as more specifically described in Section 1 of the Agreement.

**WHEREAS**, the Parties desire to amend the Agreement to extend the term of the Agreement and increase the maximum contract amount by \$300,000.00.

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

1. The first sentence in Section 2 of the Agreement entitled “**TERM**” is hereby amended to read as follows:

“The term of the Agreement shall commence on October 21, 2015 and expire on December 31, 2026, unless this Agreement is terminated earlier as provided in this Agreement or unless this Agreement is extended as provided in a separate amendment to this Agreement (“Term”).”

2. The first sentence in Section 3(c) of the Agreement entitled “**Maximum Contract Amount**” is hereby amended to read as follows:

“Any other provision of this Agreement notwithstanding, in no event shall the City be liable for payment for services rendered and expenses incurred by the Consultant under the terms of this Agreement for any amount in excess of **SEVEN HUNDRED SEVENTY FIVE THOUSAND DOLLARS AND ZERO CENTS (\$775,000.00)**.”

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

4. 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.

**[SIGNATURE PAGES FOLLOW]**

**Contract Control Number:**  
**Contractor Name:**  
LLC

FINAN-202370195-03| Alfresco 201523791-03  
SHAMES MAKOVSKY PROPERTY MANAGEMENT,  
LLC

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:**  
LLC

FINAN-202370195-03| Alfresco 201523791-03  
SHAMES MAKOVSKY PROPERTY MANAGEMENT,

By:  \_\_\_\_\_  
4A2711E1347F459...

Name: Tom Bahn  
(please print)

Title: Director  
(please print)

ATTEST: [if required]

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

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

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