

THIRD AMENDMENT TO AGREEMENT

THIS THIRD AMENDMENT TO AGREEMENT is made and entered into this as of the date stated on the City signature page below by and between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (“**City**”), and **HARRIS MILLER MILLER & HANSON, INC.**, a Massachusetts corporation authorized to do business in Colorado (“**Consultant**”).

WITNESSETH

WHEREAS, the parties entered into a written agreement dated November 16, 2010, which was amended by a First Amendment to Agreement dated February 21, 2013, and a Second Amendment dated November 19, 2014 (the “**Existing Agreement**”), under which the Consultant agreed to provide professional technical services related to the noise monitoring system and operations for Denver International Airport (“**DEN**”), and for other consulting services related to noise studies and planning for **DEN**; and

WHEREAS, the parties desire to amend the Existing Agreement as hereinafter provided;

WHEREAS, though this is a Third Amendment, **this Third Amendment to Agreement must have the number designation “CE 13002-04” rather than “-03” due to an uncorrectable error in the City’s contract control system called “Alfresco,”** and the parties understand and accept that **this Third Amendment shall have the number “CE 13002-04;”**

NOW, THEREFORE, for and in consideration of the premises and other good and valuable consideration, the parties hereto agree as follows:

1. Paragraph 5 of the Existing Agreement, entitled “Term,” is amended and restated as follows:

5. TERM. The Term of this Agreement shall commence January 1, 2011, and shall terminate December 31, 2020.

2. Paragraph 3 of the Existing Agreement, entitled “Maximum Contract Liability,” is amended and restated as follows:

3. **MAXIMUM CONTRACT LIABILITY:** 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 the sum of Eight Hundred Fifty Thousand Dollars (\$850,000.00).

3. Any **Exhibit B** attached to the Existing Agreement or its earlier amendments is hereby replaced by the **Exhibit B-3** attached to this Third Amendment; such attachment is incorporated into the Existing Agreement by this reference.

4. Except as otherwise provided herein, all of the terms, provisions, and conditions of the Existing Agreement shall remain in full force and effect as though set out in full herein, and are hereby ratified and reaffirmed.

5. This Third Amendment shall not be or become effective or binding on the City until approved and fully executed by all signatories of the City and County of Denver and a fully executed Agreement has been delivered to Consultant.

[END OF AMENDMENT; SIGNATURE PAGES FOLLOW]

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: PLANE-CE13002-04

Contractor Name: HARRIS MILLER MILLER & HANSON INC

By: 

Name: Mary Ellen Eagan
(please print)

Title: President CEO
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)



EXHIBIT B-3
CONTRACT CE 13002-04

Tuesday, August 8, 2017
3:49:39 PM

Commercial Rate List

Harris Miller Miller & Hanson Inc.

Employee Number	Full Name	Commercial Rate
Labor Category: Consultant I		
00314	Christopher S. Nottoli	130.00
Labor Category: Consultant II		
00305	Hayden T. Jubera	125.00
00306	Scott A. McIntosh	125.00
Labor Category: Consultant III		
00311	Zachary F. Weiss	115.00
00312	Dominic M. Scarano	115.00
Labor Category: Principal Consultant I		
00020	Christopher W. Menge	280.00
00326	Joseph J. Czech	280.00
00330	Justin W. Cook	280.00
Labor Category: Principal Consultant II		
00083	Christopher J. Bajdek	210.00
00114	Robert C. Mentzer Jr.	210.00
00176	David A. Crandall	210.00
00227	Bradley L. Nicholas	210.00
00270	Philip M. DeVita	210.00
00328	Brandon L. Robinette	210.00
00329	Katherine B. Preston	210.00
00331	Scott R. Noel	210.00
Labor Category: Programmer / Software Support		
00253	Michael W. Kozenko	190.00
Labor Category: Project Support I		
00053	Carol A. Murphy	135.00
00084	Margo Y. Olson	135.00
00245	John Y. Wei	135.00
00298	Crystale A. Wozniak	135.00
Labor Category: Project Support II		
00185	Kristine J. Collins	100.00
00325	Anaheet A. Gazder	100.00
00332	Kathleen M. Campbell	100.00
Labor Category: Senior Consultant I		
00236	Michael J. Hamilton	165.00
00262	Eric Cox	165.00
Labor Category: Senior Consultant II		
00282	Rhea A. Gundry	160.00
00313	Bradley M. Dunkin	160.00
Labor Category: Senior Consultant III		
00294	Justin E. Divens	145.00
00301	Adam R. Scholten	145.00
00310	Jessica L. Cohen	145.00
Labor Category: Sr. Project Support		
00133	Andrew P. Fansel	190.00
Labor Category: Supervisory Consultant I		
00031	Mary Ellen Eagan	300.00
00160	Eugene M. Reindel	300.00
00252	Diana B. Wasiuk	300.00
Labor Category: Supervisory Consultant II		
00291	Kurt M. Hellauer	285.00
00327	John C. Weston	285.00

Rates are by category; individuals promoted to new categories will be billed at their new category rate.