

THIRD AMENDATORY AGREEMENT

THIS THIRD AMENDATORY AGREEMENT is made and entered into by and between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “City”), and **EXPRESS SERVICES, INC., DBA EXPRESS EMPLOYMENT PROFESSIONALS**, doing business at 98 North Wadsworth Blvd., Suite 124, Lakewood, CO 80226 (the “Contractor”), collectively “the parties”.

WITNESSETH:

WHEREAS, the Parties entered into an Agreement dated January 18, 2011, as amended by an Amendatory Agreement dated June 24, 2011. and a Second Amendatory Agreement dated under which the Contractor will provide temporary employees to assist the Denver Department of Human Services (the “Agency”) in implementing the Colorado Benefits Management System (CBMS) (together, the “Agreement”); and

WHEREAS, the parties now wish to further amend the Agreement to extend the term of the Agreement for an additional six (6) months and increase the total amount of compensation to be paid to the Contractor for such extended period.

NOW, THEREFORE, the parties agree as follows:

1. Article 3 of the Agreement, entitled “**TERM**”, is hereby amended to read as follows:
“3. **TERM**: The term of this Agreement is from January 1, 2011, to June 30, 2012.”

2. Article 4.A. of the Agreement, entitled “**Fee**”, is hereby amended to read as follows:
“4. **COMPENSATION AND PAYMENT**:

A. **Fee**: The City shall pay and the Contractor shall accept as the sole compensation for services rendered and costs incurred under the Agreement an amount not to exceed **One Million Two Hundred Twenty Five Thousand and 00/100 Dollars (\$1,225,000.00)** (the “Maximum Contract Amount”), to be used in accordance with the rate schedule contained in **Exhibit A**.

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

4. This Third Amendatory Agreement may be executed in counterparts, each of which is an original and constitute the same instrument.

5. 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:

Vendor Name:

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: SOCSV-CE11077-03

Vendor Name: EXPRESS SERVICES, INC., DBA EXPRESS
EMPLOYMENT PROFESSIONALS,

By:  _____

Name: Sharon Henriks
(please print)

Title: Owner
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)

