

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 **HARRIS CORPORATION**, a Delaware corporation, with an address of PO Box 7247 LB 8058 Philadelphia, PA 19170 (the “Contractor”), collectively (the “Parties”).

WITNESSETH:

WHEREAS, the Parties entered into an Agreement dated December 9, 2008, and amended the Agreement on September 8, 2009 and on August 24, 2010 relating to software services and maintenance; and

WHEREAS, the Parties wish to amend the Agreement to extend the term and to increase the compensation to the Contractor; and

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

1. Article 2 of the Agreement entitled “**TERM**” is amended to read as follows:

“2. **TERM**: The term of the Agreement is from July 1, 2008 through December 31, 2018, unless terminated earlier pursuant to the provisions of this Agreement. ”

2. Article 5(D)(i) of the Agreement entitled “**Maximum Contract Liability**” is amended to read as follows:

“5. **COMPENSATION AND PAYMENT:**

D. Maximum Contract Liability:

(i) Any other provision of this Agreement notwithstanding, in no event shall the City be liable to pay for services rendered, products provided and expenses incurred by the Contractor under the terms of this Agreement for any amount in excess of **EIGHT HUNDRED TWENTY FIVE THOUSAND DOLLARS AND ZERO CENTS (\$825,000.00)** (the “**MAXIMUM CONTRACT AMOUNT**”). The Contractor acknowledges that the City is not obligated to execute an amendment to this Agreement for any services and that any services performed by Contractor beyond that specifically described herein are performed as Contractor’s risk and without authorization under this Agreement.”

3. This Third Amendatory Agreement may be executed in counterparts, each of which shall be deemed to be an original, and all of which, taken together, shall constitute one and the same

instrument.

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

[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: TECHS-CE83079-03

Contractor Name: HARRIS CORPORATION



By: Lori Rodriguez

Name: Lori Rodriguez
(please print)

Title: Contracts Manager
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)

