

SFC CLERK RECORDED 06/29/2010

**THE BOARD OF COUNTY COMMISSIONERS  
OF SANTA FE COUNTY  
RESOLUTION NO. 2010-///**

**A RESOLUTION APPROVING AMENDMENT NO. 3, TO THAT  
PROPERTY LEASE AGREEMENT BETWEEN SANTA FE  
COUNTY AND THE SANTA FE MOUNTAIN CENTER, INC. FOR  
A FACILITY LOCATED AT 1160 PARKWAY DRIVE, SANTA FE,  
NEW MEXICO AND TO AUTHORIZE THE CHAIR OF THE  
BOARD OF COUNTY COMMISSIONERS EXECUTE SAID  
AMENDMENT NO. 3 AND TO SEEK APPROVAL OF THE NEW  
MEXICO STATE BOARD OF FINANCE FOR SAID  
AMENDMENT NO. 3**

**WHEREAS**, the County of Santa Fe (hereinafter "County") received funds from the State of New Mexico to purchase property and a facility that will house a mountain center program in Santa Fe County; and

**WHEREAS**, the County and the Santa Fe Mountain Center, Inc., a New Mexico corporation (hereinafter "SFMC"), previously entered into a Lease for said property on August 24, 2009; and

**WHEREAS**, said Lease was amended was amended October 15, 2009 and again on November 4, 2009; and

**WHEREAS**, the New Mexico State Board of Finance approved the Lease, Amendment No. 1 and Amendment No. 2 thereto on November 9, 2009; and

**WHEREAS**, the property to be leased has changed from that described in the original Lease, as well as in Amendment No. 1 and No. 2 and, therefore, requires this amendment so as to provide identification of the new property; and

**WHEREAS**, the new property, which the County is in the process of acquiring ownership, is located at 1160 Parkway Drive, Santa Fe, New Mexico; and

**WHEREAS**, the County desires to lease said property to SFMC in order that they provide services, which could legally be expected to be provided by a governmental entity, to sick and indigent persons in Santa Fe County; and

**WHEREAS**, SFMC desires to occupy said property, under the terms of the Lease and all amendments thereto, and to provide therapeutic services, including wilderness experience programs, to sick and indigent persons within Santa Fe County; and

**WHEREAS**, in accordance with state law, the County now seeks approval of the New Mexico State Board of Finance for Amendment No. 3 to the Lease Agreement; and

**WHEREAS**, the Board of County Commissioners of Santa Fe County desires to seek such approval of Amendment No. 3 to the Lease and to now authorizes the Chair of the Board of County Commissioners to execute Amendment No. 3 to the Lease Agreement and to seek approval of the New Mexico State Board of Finance for this Third Amendment; and

**WHEREAS**, Amendment No. 3 to said Lease Agreement was considered during the meeting of the Board of County Commissioners on June 29, 2010, where a quorum of the Board was present and proper notice given, and the Board, therefore, desires to take the following action;

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

1. The Board of County Commissioners of Santa Fe County, New Mexico, approves Lease Amendment No. 3, by and between the Board of County Commissioners of Santa Fe County, New Mexico and the Santa Fe Mountain Center, Inc.
2. The Board of County Commissioners of Santa Fe County, New Mexico further authorizes the Chair of the Board of County Commissioners to execute the Amended Lease and any related document(s) thereto.
3. The Board of County Commissioners of Santa Fe County, New Mexico directs that Amendment No. 3 be submitted to the New Mexico State Board of Finance for approval.
4. The Board of County Commissioners of Santa Fe County, New Mexico further authorizes revisions to Amendment No. 3 as may be requested by the attorney for the New Mexico State Board of Finance if such changes are more favorable to Santa Fe County and authorizes the Chair of the Board of County Commissioners to execute any and all required document(s) to effectuate said Amendment No. 3 and the Lease Agreement as amended.

**PASSED, APPROVED, AND ADOPTED THIS 29<sup>TH</sup> DAY OF JUNE, 2010.**

**The BOARD OF COUNTY COMMISSIONERS  
OF SANTA FE COUNTY**

By: [Signature]  
Harry B. Montoya, Chair

**ATTEST**  
[Signature]  
Valerie Espinoza, County Clerk

**Approved as to form:**  
[Signature]  
Stephen C. Ross, County Attorney

