AMENDMENT NO. 3
TO PROFESSIONAL SERVICES AGREEMENT
BETWEEN SANTA FE COUNTY AND
DESERT ELEMENTS DESIGN

THIS AMENDMENT is made and entered into on the 1st day of June, 2015, by and between **Santa Fe County** (hereinafter referred to as the "County") and **Desert Elements Design**, 410 Old Santa Fe Trail, Suite C, Santa Fe, New Mexico 87501 (hereinafter referred to as the "Contractor").

WHEREAS, on July 1, 2012, the County and Contractor entered into Professional Services Agreement No. 2012-0192-IT/MS to provide website hosting and maintenance services for the County's website; and

WHEREAS, the term for the Agreement was due to expire on July 1, 2013 and by Amendment 1 the term of the Agreement was extended to June 30, 2014; and

WHEREAS, the term for the Agreement was due to expire on June 30, 2014 and by Amendment 2 the term of the Agreement was extended to June 30, 2015; and

WHEREAS, according to Section 15 of Agreement No. 2012-0192-IT/MS, any Amendment to the Agreement must be in writing executed by the parties and according to Section 3 (Effective Date and Term) of the Agreement the County has the option to extend the term of the Agreement for one (1) year; and

WHEREAS, by this Amendment No. 3 the parties agree to extend the term of the Agreement from July 1, 2015 to June 30, 2016, and increase compensation to be paid to the Contractor for services provided from July 1, 2015 to June 30, 2016.

NOW, THEREFORE, in consideration of the premises and mutual obligations herein, the parties mutually agree as follows:

1. In Section 2 (Compensation, Invoicing, and Set-Off), subpart A.2), subparagraph "iv" is added to read as follows:

> iv. By Amendment No. 3 to this Agreement, the total compensation payable to the Contractor for FY 2016 (July 1, 2015 to June 30, 2016) shall be a not-to-exceed amount of Forty Five Thousand Dollars ($45,000.00), exclusive of New Mexico gross receipts tax. Any New Mexico gross receipts tax levied on the amounts payable under this Agreement shall be paid by the County to the Contractor.

2. In Section 3 (Effective Date and Term) of Agreement No. 2012-0192-IT/MS, a subparagraph "C" is inserted to read as follows:

> C. By this Amendment No. 3, the County notified the Contractor that the term of this Agreement shall be extended from July 1, 2015 to June 30, 2016, unless

earlier terminated pursuant to Section 5 (Termination) or Section 6 (Appropriations and Authorizations)

3. All other provisions of Agreement No. 2012-0192-IT/MS that are not amended, replaced, or superseded by Amendment Nos. 1, 2, this Amendment No. 3 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment as of the date first written above.

SANTA FE COUNTY

Katherine Miller — Date: 6-1-2015
Katherine Miller
Santa Fe County Manager

Approved as to form:

Gregory S. Shaffer — Date: 5-28-15
Gregory S. Shaffer
Santa Fe County Attorney

Finance Department

Carole H. Jaramillo — Date: 5/27/15
Carole H. Jaramillo
Finance Director

CONTRACTOR

_____ Date: _____
(signature)

_____
Printed Name

_____
Title

earlier terminated pursuant to Section 5 (Termination) or Section 6 (Appropriations and Authorizations)

3. All other provisions of Agreement No. 2012-0192-IT/MS that are not amended, replaced, or superseded by Amendment Nos. 1, 2, this Amendment No. 3 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment as of the date first written above.

SANTA FE COUNTY

_____ Date: _____

Katherine Miller
Santa Fe County Manager

Approved as to form:

_____ Date: 5-28-15

Gregory S. Shaffer
Santa Fe County Attorney

Finance Department

_____ Date: 5/27/15

Carole H. Jaramillo
Finance Director

CONTRACTOR

_____ Date: 6/1/15

(signature)

Molly Duncan
Printed Name

President
Title