

**SANTA FE COUNTY
AMENDMENT NO. 3 TO THE AGREEMENT
WITH WATERWAY OF NEW MEXICO, LLC
TO PROVIDE FIRE HOSE TESTING SERVICES**

THIS AMENDMENT is made and entered into this 19th day of September, 2014 by and between **Santa Fe County**, hereinafter referred to as “County”, a New Mexico political subdivision, and **Waterway of New Mexico, LLC**, hereinafter referred to as “the Contractor.”

WHEREAS, in accordance with Section 13-1-103 through Section 13-1-110 NMSA 1978, the County issued Invitation for Bid (IFB) No. 2013-0123-FD/PL for fire hose testing services for the fire districts of the Santa Fe County Fire Department;

WHEREAS, on November 2, 2012 the County and Contractor entered into Agreement No. 2013-0123-FD/PL to provide the Contractor’s provision of fire hose testing services for a contract sum not-to-exceed \$21,959.25;

WHEREAS, Article 15, “NO ORAL MODIFICATIONS; WRITTEN AMENDMENTS REQUIRED,” of Agreement No. 2013-0123-FD/PL allows the parties to amend the Agreement by an instrument in writing executed by the parties;

WHEREAS, Amendment No. 1 extended the term of the Agreement to November 2, 2014 and increased compensation by \$22,040.74 for a total contract sum not-to-exceed \$44,000.00;

WHEREAS, Amendment No. 2 provided for additional fire hose testing by the Contractor and increased compensation by \$1,737.00 for a total contract sum not-to-exceed \$45,737.00;

WHEREAS, the County wishes to amend the Agreement to extend the term of the Agreement to November 2, 2015 and increase compensation by \$25,000.00 for a contract sum not-to-exceed \$70,737.00;

WHEREAS, both parties desire to enter into this Amendment No. 3.

NOW, THEREFORE, the parties agree as follows:

1. Article 2. “COMPENSATION AND INVOICING” subparagraph A.2.a is amended by deleting it in its entirety and replace it with the following:
 - a. By Amendment No. 1, the parties extended the term of the Agreement from November 2, 2013 to November 2, 2014 and increased compensation by \$22,040.75. By Amendment No. 2 providing for additional fire hose testing services by the Contractor, the amount payable to the Contractor

increased by \$1,737.00. By Amendment No. 3 the parties extended the term of the Agreement from November 2, 2014 to November 2, 2015 and increased compensation by \$25,000.00. The total amount payable to the Contractor under this Agreement, as amended and extended, shall not exceed \$70,737.00.

2. Article 3. "EFFECTIVE DATE AND TERM" subparagraph "3.a" is amended by deleting in its entirety and replace it with the following:
 - a. By Amendment No. 3, the County notifies Contractor and exercised the County's option to extend the term of this Agreement for one (1) year from November 2, 2014 to November 2, 2015 on the same terms and conditions as stated herein and a \$25,000.00 increase in compensation.
3. All other provisions of Agreement No. 2013-0123-FD/PL not specifically amended or modified by Amendment No. 1, Amendment No. 2 and this Amendment No. 3 shall remain in full force and effect.

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

SANTA FE COUNTY:

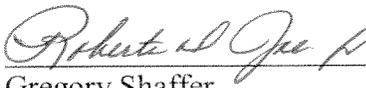


Katherine Miller
Santa Fe County Manager

9.16.14

Date

Approved as to Form



Gregory Shaffer
Santa Fe County Attorney

9/11/14

Date

Finance Department

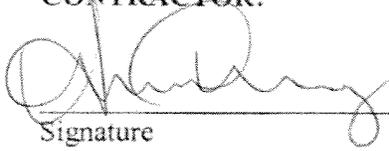


Teresa C. Martinez
Santa Fe County Finance Director

9/15/14

Date

CONTRACTOR:



Signature

9/19/14

Date

Amanda Henry

Print Name

Owner

Print Title

