

**AMENDMENT NO. 1  
TO PROFESSIONAL SERVICES AGREEMENT  
BETWEEN  
BETWEEN SANTA FE COUNTY AND  
DESERT ELEMENTS DESIGN**

*June* **THIS AMENDMENT** is made and entered into on the 5<sup>th</sup> day of June, 2013, by and between Santa Fe County (hereinafter referred to as the "County") and the 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;

**WHEREAS**, according to Section 3 of Agreement No. 2012-0192-IT/MS, the term of the agreement expires July 1, 2013 and the County has the option to extend the term of the agreement for one (1) year on the same price, terms and conditions;

**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;

**WHEREAS**, by this Amendment No. 1 the parties agree to extend the term of the Agreement from July 1, 2013 to June 30, 2014 and increase the compensation to be paid to the Contractor for services provided from July 1, 2013 to June 30, 2014.

**NOW, THEREFORE, IT IS MUTUALLY AGREED AS FOLLOWS:**

1. In Section 2 (Compensation, Invoicing, and Set-Off), subsection A. 2 is deleted in its entirety and replace with the following:
  - 2) The total compensation payable to the Contractor shall be as follows:
    - i. For FY 2013 (July 1, 2012 to June 30, 2013) shall be a not-to-exceed amount of Forty Five Thousand Dollars (\$45,000.00), exclusive of NM GRT. Any New Mexico gross receipts tax levied on the amounts payable under this Agreement shall be paid by the County to the Contractor.
    - ii. By Amendment No. 1 to this Agreement, the total compensation payable to the Contractor for FY 2014 (July 1, 2013 to June 30, 2014) 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.

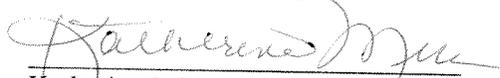
2. In Section 3 (Effective Date and Term) of Agreement No. 2012-0192-IT/MS, a subparagraph "A" is inserted to read as follows:

A. By Amendment No. 1, the County notified the Contractor that the term of this Agreement shall be extended on the same price, terms and conditions from July 1, 2013 to June 30, 2014, 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 not amended or modified by this Amendment No. 1 shall remain in full force and effect.

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

**SANTA FE COUNTY**

  
Katherine Miller, Manager

Date: 6.5.2013

Approved as to form:

  
Stephen C. Ross, County Attorney

Date: May 10, 2013

Finance Department

  
Teresa C. Martinez, Director

Date: 5-17-13

Contractor

  
Digitally signed by Molly Duncan  
DN: cn=Molly Duncan, o=Desert Elements  
Design, Inc., ou,  
email=molly@deserthelements.com, c=US  
Date: 2013.05.29 10:29:48 -07'00'

Date: May 29, 2013

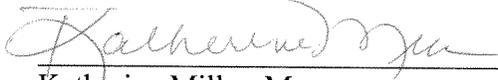
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**SANTA FE COUNTY**

  
Katherine Miller, Manager

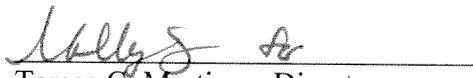
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Contractor

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Date: \_\_\_\_\_