

Contract Number	D13725/1
Vendor Number	<u>0000054297</u>
Control Number	<u>S100040</u>

**FIRST AMENDMENT TO
COOPERATIVE PROJECT AGREEMENT**

This Amendment is made and entered into this 12th day of November, 2013, by and between the New Mexico Department of Transportation (Department) and the County of Santa Fe (County), collectively referred to as the "Parties."

RECITALS

Whereas, the Department and the County entered into a Cooperative Project Agreement on February 21, 2012, attached as Exhibit "A" and made part of this Amendment; and,

Whereas, page 11, Section Twenty Two, of the Agreement allows both parties to make alterations and revisions to the said Agreement; and,

Whereas, a STIP Amendment increased the TPE funding from \$150,750 to \$390,269 and the funding was moved in the STIP from FY 2012 to FY 2013; and,

Whereas, it has become necessary to amend the Agreement to reflect the STIP amendment and revise the termination date from September 30, 2016 to September 30, 2015; and,

Whereas, the Department and the County agree that the original Cooperative Project Agreement be amended.

In consideration of the covenants contained herein and pursuant to NMSA 1978, Section 67-3-28, the Parties agree as follows:

1. Page 1, Section Two, Paragraph 1, delete in its entirety and insert the following:
 1. The total funding for Project Control No. S100040, is Five Hundred Twenty Thousand Three Hundred Fifty Eight Dollars (\$520,358) which will be shared by the Parties as follows:

A.	<u>2012/2013 Surface Transportation Enhancements (TPE) Funds</u>	
	<u>Department's 75% share</u>	\$390,269
	Construction of a bike, pedestrian and equestrian multi-use trail intersecting with Spur Trail @ mp 11.5 to Avenida Vista Grande @ mp 6.5.	
B.	<u>County's matching 25% share</u>	\$130,089
	For the purpose stated above.	
C.	<u>The Total Project Funding</u>	<u>\$520,358</u>

2. Page 10, Section Twenty, Paragraph 1, delete in its entirety and insert the following:

1. This Agreement shall terminate on **September 30, 2015**. Neither Party shall have any obligation after said date except as stated in Section Seven.

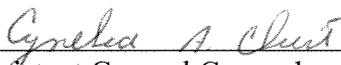
Except for the above amendments the original Cooperative Project Agreement shall remain in full force and effect unless expressly amended or modified by this First Amendment.

In witness whereof, the Parties have set their hands and seal the day and year set forth below.

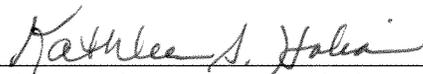
NEW MEXICO DEPARTMENT OF TRANSPORTATION

By:  Date: 11/12/13
Kathryn E. Bender, Deputy Secretary
Programs & Infrastructure

REVIEWED AND APPROVED AS TO FORM AND LEGAL SUFFICIENCY BY THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL

By:  Date: 6-19-13
Assistant General Counsel

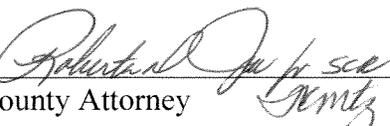
COUNTY OF SANTA FE

By:  Date: 10-29-13
Chairman of County Commission

ATTEST

By:  Date: 10-29-2013
County Clerk

APPROVED AS TO FORM BY THE COUNTY ATTORNEY

By:  Date: 10/15/13
County Attorney 10/17/13