

**AMENDMENT NO. 2
TO PROFESSIONAL SERVICES AGREEMENT
BETWEEN SANTA FE COUNTY AND
BI INCORPORATED**

This Amendment is entered into this 29th day of January, 2019, by and between **Santa Fe County** (hereinafter "County"), and **BI Incorporated** (hereinafter "Contractor").

WHEREAS, the County and Contractor entered into Agreement No. 2017-0154-CORR/IC (Agreement) on January 31, 2017, to provide for the Contractor's provision of electronic monitoring services for the Santa Fe County Corrections Department; and

WHEREAS, according to Section 15 (No Oral Modifications; Written Amendments Required) of the Agreement, the Agreement may be amended by an instrument in writing signed by the parties; and

WHEREAS, the original Agreement had a term of one year and a total not-to-exceed compensation payable to the Contractor of \$470,000.00, exclusive of NM grt; and

WHEREAS, by Amendment No. 1 the Agreement was amended: (i) to increase the compensation payable to the Contractor during the first term of the Agreement for a not-to-exceed sum of \$470,000; (ii) to extend the term from January 31, 2018 to January 31, 2019; and (iii) to increase the compensation payable to the Contractor for the second term of January 31, 2018 to January 31, 2019 by another \$470,000 for a not-to-exceed sum of \$940,000; and

WHEREAS, the term of the Agreement is due to expire on January 31, 2019 and the County wishes to continue to benefit from Contractor's services for another year and increase the compensation payable to the Contractor by \$580,000 for the term of January 31, 2019 to January 31, 2020.

NOW, THEREFORE, the parties agree to amend the Agreement as follows;

1. Section 2 (Compensation, Invoicing and Set-Off), subparagraph A.2), a subparagraph b is inserted to read:

b. By Amendment No. 2 to this Agreement, the compensation payable to the Contractor is increased by a sum of \$580,000. The total amount payable the Contractor for the term of this Agreement shall not exceed \$1,520,000.00, exclusive of NM grt.

2. Section 3 (Effective Date and Term) is amended by inserting a subparagraph b to read:

b. By Amendment No. 2 to this Agreement, the term of this Agreement is extended from January 31, 2019 to January 31, 2020.

3. All other provisions of the Agreement not specifically amended or modified by this Amendment No. 2 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment as of the date of last signature by the parties.

SANTA FE COUNTY:



Anna Hansen, Chair
Santa Fe County Board of County Commissioners



ATTESTATION:

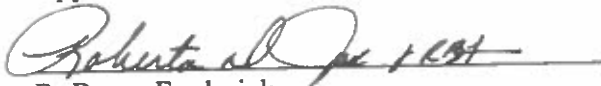


Geraldine Salazar
Santa Fe County Clerk

1-29-2019

Date

Approved as to form:

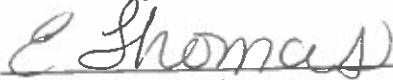


R. Bruce Frederick
Santa Fe County Attorney

1-2-19

Date

Finance Department:



Stephanie S. Clarke
Finance Director

1-29-19

Date

CONTRACTOR

(Signature)

Date

(Print name and title)

2. Section 3 (Effective Date and Term) is amended by inserting a subparagraph b to read:

b. By Amendment No. 2 to this Agreement, the term of this Agreement is extended from January 31, 2019 to January 31, 2020.

3. All other provisions of the Agreement not specifically amended or modified by this Amendment No. 2 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment as of the date of last signature by the parties.

SANTA FE COUNTY:

Anna Hansen, Chair
Santa Fe County Board of County Commissioners

ATTESTATION:

Geraldine Salazar
Santa Fe County Clerk

Date

Approved as to form:



R. Bruce Frederick
Santa Fe County Attorney

1-2-19

Date

Finance Department:




Stephanie S. Clarke
Finance Director

1/7/19

Date

CONTRACTOR



(Signature)

1/7/2019

Date

Ruth Skerjanec, VP Financial Planning
(Print name and title)

