

**AMENDMENT NO. 2
TO AGREEMENT BETWEEN SANTA FE COUNTY AND
HK ADVERTISING FOR ADVERTISING AND PROMOTIONAL SERVICES**

This amendment is entered into this 13th day of September, 2016, by and between **Santa Fe County**, (hereinafter referred to as the "County"), a New Mexico political subdivision, and **HK Advertising** (hereinafter "Contractor").

WHEREAS, on August 31, 2015, the County and Contractor entered into Agreement No. 2015-0307-FI/MY (the Agreement) for the Contractor's provision of advertising and promotional services to publicize and promote tourist-related attractions, facilities and events throughout Santa Fe County; and

WHEREAS, Article 15 of the Agreement (No Oral Modifications; Written Amendments Required) allows the parties to amend the Agreement by an instrument in writing executed by the parties; and

WHEREAS, by Amendment No. 1 the Agreement was amended to increase the compensation payable to the Contractor for a not-to-exceed sum of \$330,000; and

WHEREAS, the County wishes to continue to benefit from Contractor's services; and

WHEREAS, by this Amendment No. 2 the County wishes to increase the compensation payable to the Contractor for services provided and extend the term of the Agreement to August 31, 2017.

NOW, THEREFORE, in consideration of the mutual covenants and conditions contained herein, the parties agree as follows:

1. Article 3.A.2) (Compensation, Invoicing and Set-Off), is amended by inserting the following subparagraph "(a)" to read:

(a) By Amendment No. 2 to this Agreement, the compensation payable to the Contractor is increased by \$298,500.00 for a not-to-exceed sum of \$628,500.00, inclusive of NM grt.

2. Article 4 (Effective Date and Term) is amended by inserting the following subparagraph "A" to read:

A. By Amendment No. 2 the term of this Agreement is extended from August 31, 2016 to August 31, 2017.

3. All other provisions of the Agreement not specifically amended or modified by Amendment No. 1 and this Amendment No. 2 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment.

SANTA FE COUNTY BOARD OF COUNTY COMMISSIONERS:

Miguel M. Chavez

Miguel M. Chavez, Chair

Santa Fe County Board of County Commissioners

ATTESTATION:

Geraldine Salazar

Geraldine Salazar

Santa Fe County Clerk

9-13-2016



Approved as to form:

Gregory S. Shaffer

Gregory S. Shaffer

Santa Fe County Attorney

8-25-16

Date

Finance Department:

Carole H. Jaramillo

Carole H. Jaramillo

Finance Director

8/26/16

Date

CONTRACTOR - HK ADVERTISING

David C. Hayduk

(Signature)

David C. Hayduk President

(Print name and title)

8-29-16

Date