

Amendment No. 1 to
Lease Agreement No. 2018-0119-PW/DD

This Amendment is made and entered into this 12 day of DECEMBER, 2017, by and between **Santa Fe County**, a New Mexico political subdivision ("County"), and **Santa Fe Recovery Center, Inc.**, a New Mexico nonprofit corporation ("Santa Fe Recovery" or "Lessee").

RECITALS

WHEREAS, the County owns real property and improvements located at 2052 South Galisteo Street, Santa Fe, New Mexico ("Property"); and

WHEREAS, the County and Santa Fe Recovery entered Lease Agreement No. 2018-0119-PW/DD (Lease Agreement) to provide for Santa Fe Recovery's lease of a portion of the Property in which to provide sobering and detoxification services (assessment, screening treatment, counseling, navigation and other supportive and wrap around services) for residents of the County; and

WHEREAS, on November 21, 2017, pursuant to Section 13-6-2.1, NMSA 1978, the Lease Agreement was reviewed and considered by the State Board of Finance (Board of Finance); and

WHEREAS, the Board approved the Lease Agreement subject to contingencies: that Article 14 of the Lease Agreement be amended, and Article 29 (k) be revised; and

WHEREAS, the County and Santa Fe Recovery Center are willing to make the clarifications and revisions to the Lease Agreement; and

WHEREAS, the purpose of this Amendment No. 1 is to incorporate the revisions and demonstrate to the Board that the Lease Agreement has been amended to comply with the Board's contingencies, and

WHEREAS, pursuant to Santa Fe County Resolution No. 2017-105 the Santa Fe County Board of County Commissioners delegated the authority to approve and sign this Amendment to the Santa Fe County Manager.

NOW THEREFORE, the parties agree to amend the Lease Agreement as follows:

1. Article 14. **Damage and Destruction** of the Agreement is deleted in its entirety and all subsequent Articles re-numbered accordingly.
2. Article 28 [formerly Article 29]. **Miscellaneous Provisions**, subpart (k) **Covenants and Conditions** is deleted in its entirety and replaced with:

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k. **Representations** – Each provision of this Agreement performable by Lessee shall be deemed a representation.


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

LESSOR - SANTA FE COUNTY:


Katherine Miller
Santa Fe County Manager

Date: 12.1.17


Approved as to form:


R. Bruce Frederick
Santa Fe County Attorney


Date: 11-29-17

Finance Department:

11/29/17
Stephanie Schardin Clarke
Finance Director

Date: 

LESSEE - SANTA FE RECOVERY CENTER, INC.


Sylvia Barela, CEO

Date: 12-12-17