

**SANTA FE COUNTY
AMENDMENT NO. 3 TO THE AGREEMENT
WITH BI, INCORPORATED
TO PROVIDE ELECTRONIC MONITORING SERVICES**

THIS AMENDMENT is made and entered into this 27 day of October 2015 by and between **Santa Fe County**, hereinafter referred to as "County", a New Mexico political subdivision, and **BI, Incorporated**, hereafter referred to as the "Contractor."

WHEREAS, in accordance with Section 13-1-112 NMSA 1978, the County issued Request for Proposal No. 2013-0115-CORR/PL for electronic monitoring services for the Santa Fe County Corrections Department; and

WHEREAS, on November 28, 2012 the County and Contractor entered into Agreement No. 2013-0115-CORR/PL (the Agreement) to provide for the Contractor's provision of electronic monitoring equipment and services for the contract sum of \$420,000.00; and

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

WHEREAS, Amendment No. 1 extended the term of the Agreement to November 28, 2014, increased the Contractor's compensation by \$360,000 and added SOBERLINK services to the Contractor's services; and

WHEREAS, Amendment No. 2 extended the term of the Agreement to November 28, 2015 and increased the Contractor's compensation by \$400,000 for a not-to-exceed contract sum of \$1,180,000; and

WHEREAS, the County wishes to extend the term of the Agreement to November 28, 2016 and increase the Contractor's compensation by \$630,000 for a total contract sum of \$1,810,000; and

WHEREAS, both parties desire to enter into this Amendment No. 3.

NOW THEREFORE, both parties agree as follows.

1. Article 2. "COMPENSATION AND INVOICING" of the Agreement, a new subparagraph "A.2.c" is inserted to read as follow:
 - c. By Amendment No. 3, the County exercised its option to extend this Agreement from November 28, 2015 to November 28, 2016. The total amount payable to the Contractor for the term of November 28, 2015 to November 28, 2016 shall not exceed six hundred thirty thousand dollars (\$630,000.00) exclusive of NM gross receipts tax. The total amount payable to the Contractor under this Agreement, as

amended, shall not exceed one million eight hundred ten thousand dollars and no cents (\$1,810,000.00), exclusive of NM gross receipts tax.

2. Article 3. "EFFECTIVE DATE AND TERM" of the Agreement, a new subparagraph "3.c" is inserted to read as follows:
 - c. By Amendment No. 3, the County notified Contractor and exercised the County's option to extend the term of this Agreement for one (1) year from November 28, 2015 to November 28, 2016.
3. All other provisions of Agreement No. 2013-0115-CORR/PL not specifically amended or modified by Amendments 1, 2 and this Amendment No. 3 shall remain in full force and effect.

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

SANTA FE COUNTY:

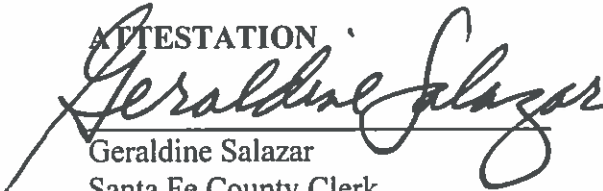


Robert A. Anaya, Chair
Santa Fe County Board of County Commissioners

Date

10/27/15

ATTESTATION



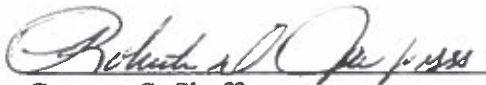
Geraldine Salazar
Santa Fe County Clerk

Date

11/2/2015



Approved as to form

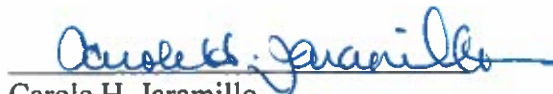


Gregory S. Shaffer
Santa Fe County Attorney

Date

9/17/15

Finance Department



Carole H. Jaramillo
Finance Department Director

Date

10/6/15

CONTRACTOR:

Ruth Skerjanec
(Signature)
Ruth Skerjanec
VP, Financial Planning

10/15/15
Date

(Print Name)

(Print Title)

