

**AMENDMENT NO. 3
TO PRICE AGREEMENT BETWEEN SANTA FE COUNTY
AND HOLLY FRONTIER REFINING AND MARKETING, LLC**

THIS AMENDMENT is made and entered into this 1st day of April, 2017, by and between **SANTA FE COUNTY**, hereinafter referred to as "the County", and **HOLLY FRONTIER REFINING AND MARKETING, LLC**, hereafter referred to as "Contractor".

WHEREAS, in accordance with NMSA 1978 Sections 13-1-102 and 12-1-110, the County issued Invitation for Bid (IFB) No. 2014-0263-PW/MS for the purchase of various specified oils and emulsions; and

WHEREAS, on April 29, 2014 the County and Contractor entered into Agreement No. 2014-0263-B-PW/MS for these services for a term of one year; and

WHEREAS, Section 7, "AMENDMENT" of Agreement No. 2014-0263-B-PW/MS allows the parties to amend the Agreement by an instrument in writing executed by the parties hereto; and

WHEREAS, Article 4, "TERM", the County has the option to extend the contract at the same price, terms and conditions for a period of three additional years in 1 year increments; and

WHEREAS, Amendment No. 1 to the Agreement exercised the first one-year option to extend the Agreement from April 29, 2015 to April 29, 2016 and amended the Price Sheet Attachment "A" to add tack oil to the items to be provided by the Contractor under this Price Agreement and to include price reductions for some of the listed items; and

WHEREAS, Amendment No. 2 to the Agreement exercised the second one-year option to extend the Agreement from April 29, 2016 to April 29, 2017 and amended the Price Sheet Attachment "A" to include price reductions for some of the listed items; and

WHEREAS, the parties wish to enter into this Amendment No. 3 to the Agreement to exercise the third one-year option to extend the Agreement from April 29, 2017 to April 29, 2018.

NOW THEREFORE, it is mutually agreed between the parties that the Agreement is amended as follows:

- I. Article 4 "TERM" is amended by inserting a subparagraph "c" to read as follows:
 - c. By Amendment No. 3, the County notifies the Contractor and exercises the County's option to extend the term of this Agreement for 1 year from April 29, 2017 to April 29, 2018.

2. All other provisions of Agreement No. 2014-0263-B-PW/MS not specifically amended or modified by Amendments No. 1, 2 or this Amendment No. 2 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have duly executed this Amendment No. 3 to Agreement No. 2014-0263-B-PW/MS as of the last date of signature by the parties hereto.

SANTA FE COUNTY:


Katherine Miller,
Santa Fe County Manager

4.7.17
Date

APPROVED AS TO FORM:


Gregory S. Shaffer,
Santa Fe County Attorney

4-4-17
Date

FINANCE DEPARTMENT:


Don D. Moya,
Finance Director

4-5-17
Date

CONTRACTOR:

(Signature)

Date

(Print Name)

(Print Title)

2. All other provisions of Agreement No. 2014-0263-B-PW/MS not specifically amended or modified by Amendments No. 1, 2 or this Amendment No. 2 shall remain in full force and effect.

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FINANCE DEPARTMENT:

Don D. Moya
Finance Director

4-5-17
Date

CONTRACTOR:

Randall E. Clark
(Signature)

4/6/17
Date

Randall E. Clark
(Print Name)

Director of Marketing
(Print Title)

