

INTERGOVERNMENTAL AGREEMENT AMENDMENT

Amendment #1	Original Agreement CMS # 18 IHFA 109698	Amendment CMS # 20 IHFA 139555
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1) PARTIES

This Amendment to the above-referenced Intergovernmental Agreement (“Agreement”) is entered into by and between the Colorado Department of Human Services (“CDHS” or “State”), and Adams County (“County”), who may collectively be called the “Parties” and individually a “Party.”

2) EFFECTIVE DATE AND ENFORCEABILITY

This Amendment shall not be effective or enforceable until it is approved and signed by the Colorado State Controller or designee (the “Effective Date”).

3) FACTUAL RECITALS

The Parties entered into the Agreement to fix the County portion of the Wendy’s Wonderful Kids Program FTE contribution for CDHS cost share partnership. This Amendment adds the second term contemplated by the Original Agreement and sets County’s cost share portion at the agreed upon State Fiscal Year 2020 rate.

4) CONSIDERATION

The Parties acknowledge that the mutual promises and covenants contained herein and other good and valuable consideration are sufficient and adequate to support this Amendment.

5) LIMITS OF EFFECT

This Amendment is incorporated by reference into the Agreement, and the Agreement and all prior amendments thereto, if any, remain in full force and effect except as specifically modified herein.

6) MODIFICATIONS.

The Agreement and all prior amendments thereto, if any, are modified as follows:

- a. Section 5.A. Term-Work Commencement**, the sentence “This Agreement shall terminate on June 30, 2019...” is deleted in its entirety and replaced with the following:

This Agreement shall terminate on June 30, 2020 unless sooner terminated or further extended as specified elsewhere herein.

- b. Section 7. PAYMENTS**, is modified by the addition of the following:

The maximum amount payable under this Agreement to CDHS by the County is **\$32,143.00** in State Fiscal Year 2020.

7) START DATE

This Amendment shall take effect on its Effective Date.

8) ORDER OF PRECEDENCE

In the event of any conflict, inconsistency, variance, or contradiction between the provisions of this Amendment and any of the provisions of the Agreement, the provisions of this Amendment shall in all respects supersede, govern, and control.

9) AVAILABLE FUNDS

Financial obligations of either Party payable after the current fiscal year are contingent upon funds for that purpose being appropriated, budgeted, or otherwise made available.

*** Persons signing for Parties hereby swear and affirm that they are authorized to act on behalf of their respective Party and acknowledge that the other Party is relying on their representations to that effect.**

<p align="center">COUNTY Adams County Human Services Department</p>	<p align="center">STATE OF COLORADO Jared Polis, Governor Colorado Department of Human Services Michelle Barnes, Executive Director</p>
<p>_____</p> <p align="center">By: Commissioner Steve O’Dorisio, Chair Board of County Commissioners</p>	<p>_____</p> <p align="center">By: Minna Castillo-Cohen, Director, Office of Children, Youth and Families</p>
<p>Date: _____</p>	<p>Date: _____</p>

STATE CONTROLLER
Robert Jaros, CPA, MBA, JD

By: _____

Colorado Department of Human Services Controller Delegate

Date: _____