

AMENDMENT 2 TO FACILITY USAGE AGREEMENT

THIS AMENDMENT 2 is made and entered into this 19th day of January, 2021, by and between Adams County, Colorado, located at 4430 S. Adams County Parkway, Brighton, Colorado, 80601 ("User") and the Hyland Hills Park and Recreation District, a quasi-municipal corporation and subdivision of the State of Colorado ("Hyland Hills").

RECITALS

A. WHEREAS, the Parties entered into a Facility Usage Agreement dated August 6, 2020 for Covid-19 Testing at the Water World Parking Lot located at 8801 North Pecos Street, Federal Heights, Colorado ("Agreement"); and,

B. WHEREAS, by means of Amendment 1 to the Agreement the parties extended the termination date through December 31, 2020; and,

C. WHEREAS, by means to this Amendment 2 the parties wish to extend the term of the Agreement through March 31, 2021.

NOW, therefore, in consideration of the promises, conditions and covenants contained herein, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. The term of the Agreement is extended through March 31, 2021.
2. The definition of "Other Party" shall include parties with written agreements to use portions of the Water World parking lots during the term of the Agreement.
3. User shall conclude tear down of its facilities and parking lot stake repair by April 9, 2021.
4. Payment shall be \$5,000 for January 2021 and \$5,000 for February 2021, due upon receipt of an invoice from Hyland Hills. County shall apply to FEMA for funds for a \$5,000 March payment. However, the March payment is expressly contingent on the receipt of federal funds. In the event no federal funds are received for the March payment, the March payment shall be waived.

5. Exhibit B is replaced with the attached Exhibit B.
6. Except as modified by this Amendment 2, the terms of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused their names to be affixed hereto.

ADAMS COUNTY:

HYLAND HILLS:

By: _____
Chair
Date: _____

By: Joan Steinhilber
Director
Date: 11/19/21

Approved to Form

County Attorney's Office

Exhibit B – Lots B & C for the period January 1, 2021 through March 31, 2021.

