

GRANT OF FUNDS
BY THE
GARFIELD COUNTY BOARD OF COUNTY COMMISSIONERS

Recipient: Community Counts
Address: PO Box 218, Silt, CO 81652
Award: \$20,000.00

This Grant of Budgeted Funds ("Grant") is awarded by the Board of County Commissioners of Garfield County ("BOCC") to Recipient on the terms and conditions set forth in this Grant:

1. Use of Funds. Recipient agrees to use the funds awarded by the BOCC for the public purposes and in the manner represented to the BOCC in Recipient's request for funds, attached as **Attachment A**, and as represented to the BOCC at the regularly schedule BOCC meeting on **February 6, 2017** and to honor any and all conditions placed upon the use of funds specified by the BOCC. Any condition precedent to the release of grant funds required by the BOCC is defined in **Attachment B**. The Grant is awarded for the benefit of the Citizens of Garfield County consistent with this paragraph.

2. Duty to Cooperate. In accepting these funds, Recipient agrees to provide documentation requested by the BOCC or its designee regarding use of the grant funds and to cooperate with the BOCC and its designee in every way to ensure that the funds are utilized in furtherance of the identified public purpose.

3. Right to Inspect and Audit. In accepting these funds, Recipient grants to the BOCC or its designee the right to inspect and audit all books and records and to access any property necessary to confirm satisfaction of all conditions precedent and to ensure that the awarded funds are used for the purposes granted. The BOCC shall have this right for one year from the date the last payment is made to Recipient, unless extended as a condition of the Grant.

4. Grant Award. In reliance upon the representations of Recipient and in consideration of the terms and conditions stated in this Grant, the BOCC awards to Recipient the amount of **TWENTY THOUSAND DOLLARS (\$20,000.00)** (the "Award").

5. Invoice Required. Payment of the Award will be made following (a) Recipient's signature on this Grant, (b) proof of satisfaction of all conditions precedent identified in Attachment B, if any, and (c) submission of an invoice or invoices to:

Vola Mercer, 108 8th Street, Suite 101, Glenwood Springs, Colorado 81601

6. Return of Funds. If Recipient does not perform the work or services for which the Award has been granted or does not otherwise spend the Award for the use specified within the time frame represented in **Attachment A**, or within six months of payment, whichever occurs first, Recipient shall return all unused funds to the BOCC. Recipient shall also return or repay all portions of the Award that the BOCC, in its discretion after requesting documentation or

exercising its right to audit or inspect Recipient's records, determines to have been spent on goods or services outside the scope of this Grant.

7. Release and Indemnification. Recipient agrees to release, indemnify and hold the BOCC and Garfield County harmless from any and all claims, causes of action, damage, liability and cost and expenses (including litigation costs and attorneys' fees), whether by Recipient or a third-party, against or incurred by the BOCC or County as a result of Recipient's application for or use of the Award.

8. Recipient Acknowledgement. Recipient has read this Grant Agreement, understands that it is the intention of the BOCC to ensure that the Award is used for the public purpose(s) granted and to avoid any and all liability, claims, demands or damages related to the award and use of the grant funds, whether by Recipient or any third-party, and Recipient concurs with those intentions. By executing this document and accepting these funds, Recipient acknowledges its release of the BOCC and the County from all claims, damages, injuries, losses or liabilities, now and in the future, whether currently known or unknown.

ATTEST:

Jean M Alberio
Clerk to the Board



GRANTOR: BOARD OF COUNTY COMMISSIONERS GARFIELD COUNTY, COLORADO

By: [Signature]
John Martin, Chair

Date: 2 6 17

RECIPIENT: COMMUNITY COUNTS

By: [Signature]
Name: NITA K. Smith
Title: Executive Director

STATE OF COLORADO)
) ss.
COUNTY OF GARFIELD)

The foregoing Grant Agreement was acknowledged before me this 6th day of February 2017 by Nita Smith, as an authorized representative of the Recipient.

WITNESS MY HAND AND OFFICIAL SEAL.

MY COMMISSION EXPIRES: 1.4.21



[Signature]
Notary Public

ATTACHMENT A
TO
GRANT OF DISCRETIONARY FUNDS
FROM THE GARFIELD COUNTY BOARD OF COUNTY COMMISSIONERS

RECIPIENT'S WRITTEN SUBMISSIONS

See Attached

ATTACHMENT B
TO
GRANT OF DISCRETIONARY FUNDS
FROM THE GARFIELD COUNTY BOARD OF COUNTY COMMISSIONERS

CONDITIONS OF GRANT AWARD

Prior to release of the funds conditionally awarded pursuant to this Grant, Recipient shall provide written proof to the address identified in paragraph 4 of the Grant or as otherwise specified below that the following conditions established by the BOCC have been satisfied:

- 1.
- 2.
- 3.