

LARAMIE COUNTY CLERK BOARD OF COUNTY COMMISSIONERS AGENDA ITEM PROCESSING FORM

1. DATE OF PROPOSED ACTION: January 20, 2015

2. AGENDA ITEM: Appointments Bids/Purchases Claims

Contracts/agreements/leases **Grants** Land Use: Variances/Board App/Plats

Proclamations Public Hearings/Rules & Reg's Reports & Public Petitions

Resolutions Other

3. DEPARTMENT: Grants

APPLICANT: Southeast Wyoming Economic Development District

AGENT: Sandra Newland

4. DESCRIPTION: Consideration of Amendment Two to the Grant Agreement between the Wyoming Business Council and Laramie County for the Regional Fiber Broadband Study to extend the Service Completion Date from November 30, 2014 to December 31, 2015.

RECEIVED AND APPROVED AS
TO FORM ONLY BY THE
LARAMIE COUNTY ATTORNEY

5. DOCUMENTATION: 2 originals

<u>Commissioner</u>	<u>Clerks Use Only:</u>	<u>Signatures</u>
Ash _____		
Heath _____		
Holmes _____		
Kailey _____		
Thompson _____		Co Attny _____
Action _____		Assist Co Attny _____
Postponed/Tabled _____		Grants Manager _____
		Outside Agency _____



**BUSINESS READY COMMUNITY GRANT AND LOAN PROGRAM
AMENDMENT NUMBER TWO TO GRANT AGREEMENT BETWEEN
THE WYOMING BUSINESS COUNCIL AND LARAMIE COUNTY**

1. **Parties.** This Amendment is made and entered into by and between the State of Wyoming, through the Wyoming Business Council ("WBC"), whose address is 214 West 15th Street, Cheyenne, WY 82002; and Laramie County, a political subdivision of the State of Wyoming ("Grantee"), whose address is 310 West 19th Street, Suite 300, Cheyenne, WY 82001.

2. **Purpose of Amendment.** This Amendment shall constitute the second Amendment to the Grant Agreement between the WBC and the Grantee which was duly executed on June 10, 2013, and which became effective July 11, 2013. The purpose of this Amendment is to extend the Service completion date from November 30, 2014 to December 31, 2015.

The original Grant Agreement provided Business Ready Community Grant and Loan Program ("BRC") BRC Planning grant funds to Grantee for the to create a regional fiber/broadband plan for a total grant amount of fifty thousand dollars (\$50,000) with a Service completion date of May 1, 2014, and a Grant Agreement expiration date of June 30, 2016.

Amendment Number One, dated July 15, 2014, provided for the extension of the Service completion date from May 1, 2014 to November 30, 2014.

3. **Term of the Amendment.** This Amendment shall commence upon the date the last required signature is affixed hereto, and shall remain in full force and effect through the term of the Grant Agreement, as amended, unless terminated pursuant to the provisions of the Grant Agreement, or pursuant to federal or state statute or rule or regulation.

4. **Payment.** No payment shall be made by either party to the other party as a result of this Amendment.

5. **Additional Responsibilities of WBC.** The WBC shall not take on any additional responsibilities as a result of this Amendment.

6. **Additional Responsibilities of Grantee.** The Grantee shall not take on any additional responsibilities as a result of this Amendment.

7. **Special Provisions**

A. **Same Terms and Conditions.** With the exception of items explicitly delineated in this Amendment, all terms and conditions of the Grant Agreement between the WBC and the Grantee, including but not limited to sovereign immunity, and including all prior amendments to this Grant Agreement, shall remain unchanged and in full force and effect.

8. General Provisions

A. Entirety of Grant Agreement The original Grant Agreement, consisting of eight (8) pages, Attachment A, consisting of one (1) page, Attachment B, consisting of one (1) page, and Attachment C, consisting of seven (7) pages, Amendment One, consisting of two (2) pages, and this Amendment Two, consisting of three (3) pages, represents the entire and integrated Grant Agreement between the parties and supersedes all prior negotiations, representations, and agreements, whether written or oral.

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9. **Signatures.** In witness thereof, the parties to this Amendment through their duly authorized representatives have executed this Amendment on the days and dates set out below, and certify that they have read, understood, and agreed to the terms and conditions of this Amendment as set forth herein.

The effective date of this Amendment is the date of the signature last affixed to this page.

WYOMING BUSINESS COUNCIL

Shawn Reese
Chief Executive Officer

Date

Molly Spangler, Director
Investment Ready Communities

Date

LARAMIE COUNTY

Diane Humphrey, Chairman
Laramie County Board of County Commissioners

Date

ATTORNEY GENERAL'S OFFICE APPROVAL AS TO FORM

S. Jane Caton # 125240

S. Jane Caton
Senior Assistant Attorney General

12-23-14

Date

COUNTY ATTORNEY APPROVAL AS TO FORM

Mark _____
Mike Voss, County Attorney
Laramie County

1/14/14
Date