

**MONTANA DEPARTMENT OF COMMERCE
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
CONTRACT AMENDMENT #MT-CDBG-PL-17-03C**

This Contract Amendment is entered into by and between Broadwater County (the Grantee), and the Montana Department of Commerce (the Department), and located at 301 South Park, Helena, Montana.

The Grantee and the Department mutually agree to amend Contract # MT-CDBG-PL-17-03 executed on April 9, 2019, Contract #MT-CDBG-PL-03A, executed on June 30, 2020, and Contract #MT-CDBG-PL-03B executed on September 15, 2020 as follows:

- I. Section 5, EFFECTIVE DATE AND TIME OF PERFORMANCE is amended to read as follows:

Section 5. EFFECTIVE DATE AND TIME OF PERFORMANCE

- (a) This Contract shall take effect upon execution by the parties and will terminate on December 31, 2021, or upon approval of Grantee's Project completion report by the Department, whichever is later, unless otherwise terminated in accordance with this Contract.
- (b) All authorized expenses to be reimbursed must be incurred by the Grantee between September 7, 2018, and September 30, 2021. All requests for reimbursement must be submitted to the Department within ninety (90) days after September 30, 2021.
- (c) The activities to be performed by the Grantee will be completed according to the implementation schedule set forth in Exhibit A-III. The Grantee may modify the implementation schedule set forth in Exhibit A-III only with prior written approval of the Department.
- (d) The Grantee will procure its engineer or other primary contractor within six (6) months of the execution of this Contract or the Contract will terminate unless the Department determines, in its sole discretion, that Grantee has demonstrated substantial progress towards procuring an engineer or contractor.
- (e) The Department may grant an extension to this Contract upon request by the Grantee if the Department determines, in its sole discretion, that the Grantee has demonstrated progress toward completion of the Project, has engaged in a good faith effort to comply with the duties, terms, and conditions of this Contract, and that the failure to comply with any of those services, duties, terms, or conditions resulted from circumstances beyond the Grantee's control.

A written request for an extension must be submitted at least sixty (60) days prior to December 31, 2021.

2. Exhibit A, Exhibit A-I, and A-II are amended. Please refer to Amended Exhibit, A-III, which is attached to the Contract and specifically incorporated herein by this reference. Amended Exhibit A-III supersedes and replaces previous versions of Exhibit A, A-I, and A-II in their entirety.
3. All other provisions of the Contract remain in full force and effect.

BROADWATER COUNTY:

Darrell Folkvord, County Commissioner

Date

ATTEST:

Doug Ellis, Clerk and Recorder

APPROVED AS TO FORM:

Cory Swanson, County Attorney

MONTANA DEPARTMENT OF COMMERCE:

Adam Schafer, Deputy Director

Date

EXHIBIT A-III
Implementation Schedule

| TASK | MONTH |
|---|--------------------------------|
| PROJECT START UP | |
| Preparation of MDOC Contract | December 2018 |
| PROCUREMENT OF PROFESSIONAL ASSISTANCE | |
| Submit Request for Proposals (RFP) to DOC for approval, if required | |
| Publish RFP | May 2019 |
| Select professional | January 2019 |
| Execute agreement with professional | Feb 2019, rev. Aug 2020 |
| PROJECT IMPLEMENTATION | |
| Prepare draft deliverables | Aug 2020- Dec 2020 |
| Submit interim Request for Funds, Progress Report and draft deliverables | December 2019 |
| Public review and comment | April-May 2021 |
| Finalize deliverables | May-August 2021 |
| PROJECT CLOSE OUT | |
| Submit final deliverables | September 2021 |
| Submit final Request for Funds and Completion Report | September 2021 |