

**THIRD AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT FOR THE  
PROVISION OF ASSISTANCE FOR FLOOD-RELATED SERVICES BETWEEN  
BOULDER COUNTY AND THE TOWN OF JAMESTOWN**

This Amendment is effective as of January 17th, 2015, between the County of Boulder, Colorado ("Boulder County") and the Town of Jamestown, Colorado (the "Town")(each, a "Party" and, together, the "Parties").

**RECITALS**

- A. Boulder County and the Town have entered into an intergovernmental agreement effective as of September 11, 2013, for the provision of Flood-related services (the "IGA"), as amended effective on January 28, 2014, and again on April 1, 2014.
- B. The Parties have identified additional flood recovery projects to be performed by Boulder County on behalf of Jamestown and desire to amend the IGA to account for these projects.
- C. In particular, Boulder County has developed a number of flood recovery mechanisms, including but not limited to a program for the acquisition of flood damaged or destroyed private property (the "Flood Recovery Programs"), using funds available through Agencies such as the Federal Emergency Management Agency ("FEMA") and the United States Department of Housing and Urban Development ("HUD").
- D. While the Town is eligible for such funding in its own right, it may be more efficient or otherwise be desirable for Boulder County to administer certain of the Flood Recovery Programs in concert with and on behalf of the Town than it is for the Town to develop and administer programs on its own.
- E. Boulder County and the Town desire to amend the IGA to set forth the terms under which Boulder County will apply for Agency funding and administer Flood Recovery Programs on behalf of the Town of Jamestown.

**AGREEMENT**

NOW THEREFORE, in consideration of the mutual promises contained herein, the Parties agree to amend the IGA as follows:

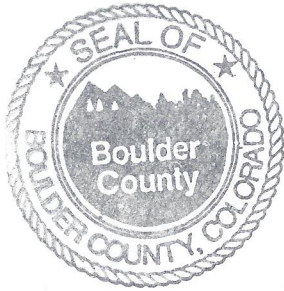
- 1. The Town may request in writing and Boulder County may agree in writing to include eligible properties located within the Town of Jamestown in the County's Flood Recovery Programs. Where the Parties mutually agree, Boulder County will administer Program funds on behalf of the Town in accordance with Agency rules, regulations, and guidelines.
- 2. For any properties located within the Town of Jamestown that are included in Boulder

County's Flood Recovery Programs, Boulder County will be the official applicant for funding from the applicable Agency, including but not limited to Hazard Mitigation Grant Program funding from FEMA and Community Development Block Grant – Disaster Recovery funding from HUD, funding provided by the State of Colorado, or other available funding for disaster recovery.

3. The Town will not apply for reimbursement or other funding for properties for which the County has applied under this agreement, except at the express direction of an Agency.
4. Acquisitions Program.
  - a. Prior to the acquisition through Boulder County's acquisitions program of an eligible property located within the Town, the Town and the County shall agree whether the County or the Town shall initially take title and temporarily or permanently manage the property according to Agency requirements.
  - b. An authorized representative of the Party that shall take title and manage an acquired property shall sign all documents affecting property transfer, regardless of whether that Party is the official applicant for Agency funding.
5. The Parties each ratify such actions that each has previously taken, which involve the provision of assistance described in this IGA, and which are not inconsistent with this agreement.
6. Where the terms of this IGA conflict with another agreement, the Parties shall seek to harmonize the IGAs, and rely on the principal that the more specific agreement shall control. When needed, the Parties agree to amend IGAs to eliminate inconsistencies.
7. Except as amended by this Amendment, the terms and provisions of the IGA shall remain in full force and effect.

[Signature Page to Follow]

IN WITNESS WHEREOF, the parties have executed and entered into this Amendment as of  
January 8, 2015.



**BOULDER COUNTY:**

Cindy Domenico  
Cindy Domenico, Chair  
Board of Boulder County Commissioners

Attest: Cecelia Lacey  
Clerk to the Board

Date: 01/08/15

**TOWN OF JAMESTOWN:**

Tara Schoedinger  
Tara Schoedinger, Mayor

Attest: Maryella Bond  
Town Clerk

Date: 1/12/2015