

Amendment No. 1 to Intergovernmental Agreement No. 11099

This is Amendment No. 1 to Intergovernmental Agreement No. 11099, effective July 1, 2017, as amended from time to time (the "Agreement"), between the State of Oregon, acting by and through its Oregon Department of Education, Youth Development Division ("Agency") and Yamhill County ("County"). This Amendment is effective on July 1, 2019 ("Amendment Effective Date").

The Agreement is amended as follows (new language is indicated by underlining and bold and deleted language is indicated by ~~strickethrough~~):

1. Section 6 of the Agreement is hereby amended as follows:

SECTION 6: COMPENSATION AND PAYMENT TERMS

EXPENSE REIMBURSEMENT SUBJECT TO A CAP

Agency shall reimburse County, up to but not in excess of \$239,467.00 consisting of an amount not to exceed \$114,032.00 from July 1, 2017 through June 30, 2019, and an amount not to exceed \$125,435.00 for July 1, 2019 through June 30, 2021, for all expenses reasonably and necessarily incurred in performing the work and delivering the deliverables required of County under this Agreement. Payment will be made quarterly, for work performed

2. Section 19 of the Agreement is hereby amended as follows:

Except as provided expressly in this Agreement. ~~The~~ the terms of this Agreement may not be altered, modified, supplemented or otherwise amended, except by written agreement of the Parties.

3. Exhibit B, section III.1, Plan, is hereby amended as follows:

a. Plan Implementation

County shall implement, or through Providers, shall require to be implemented, the JCP Services and JCP Basic Services portions of the Plan. The County has developed or agrees to develop the JCP Services, JCP Basic Services and Diversion Services portions of the Plan according to guidelines provided by Agency. County shall submit to Agency for Agency's review and approval a new Plan for each legislative biennium. Until the Plan for a new legislative biennium has been approved by the Agency and is on file with the Agency, the Plan for the prior legislative biennium shall remain in effect and County shall continue to provide Services under that Plan; once the Plan for a new legislative biennium has been approved by Agency and is on file with Agency, that Plan shall replace the Plan for the prior legislative biennium and be incorporated into and be a part of this Agreement without any further action on the part of the parties.

b. Amendment to Plan

County may request amendment of the Plan by notifying Agency in writing thirty (30) days prior to the submission of such proposed amendment. All amendments to the Plan shall be in a format prescribed by Agency. County must obtain approvals for an amendment that makes any significant change in the Plan. A significant change in the Plan includes but is not limited to any funding change in the categories of services outlined in the Plan. For the purposes of this Section 1.b, Juvenile Crime Prevention Services, Basic Services, and Diversion Services are deemed separate funding sources. County shall follow the following requirements if it desires to change the Plan:

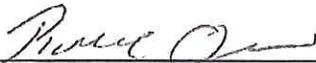
- (i) The Plan cannot be amended to change allocations between Juvenile Crime Prevention Services and Basic Services/Diversion Services.

- (ii) Changes to the JCP budget in the Plan aggregating 10% or greater of the total budget for any of the funding sources must be reviewed and approved by the Agency in writing, prior to the changes taking effect.
- (iii) County shall submit written notification to Agency for any changes to the JCP budget in the Plan aggregating less than 10% of the total budget for any of the funding sources. This notification will be reviewed by Agency. The Agency reserves the right to require that the County notification be reviewed by the YDC for approval prior to the changes taking effect.
- (iv) All amendments to the Plan which comply with this Section shall be on file with Agency and shall become a part of the Plan and this Agreement from its effective date without the necessity of executing a formal amendment to this Agreement. For purposes of this Section, the effective date of a Plan amendment is the date the Plan amendment is approved or notification is received by the Agency.
- (v) In the event Agency increases or decreases the amount of funding in this Agreement pursuant to Exhibit E in an amount aggregating 10% or greater of the total budget for JCP Services, County may amend the Plan in response to the funding change, but only in a manner that is consistent with state law and rules. Such Plan amendment shall be effective no sooner than the effective date of the funding change. No later than five (5) days from its effective date, County must send any Plan amendment to Agency, who must review the amendment within thirty (30) days of its effective date. The Plan must be approved as presented or as agreed upon by the parties no later than sixty (30) days from the effective date.

4. The table in Exhibit C Award of the Agreement is hereby amended as follows:

FUNDING YEARS	FUNDING AREA	GENERAL FUND	FEDERAL FUNDS	CFDA NUMBER
2017-2019	[2.] JCP Prevention	\$114,032.00		
2019-2021	JCP Prevention	\$125,435.00		

Yamhill County

By:  Date: 7-11-19
 Authorized Signature
Brian Olson FEID: 7-11-19
 Printed Name/ Title

STATE OF OREGON, acting by and through its Oregon Department of Education

By:  Date: 7-22-2019
 Karen K. Harrison Contracting Officer
 Authorized Signature/ Title

Approved for Legal Sufficiency

By: Jake I. Hogue by email, Assistant Attorney General Date: 06/26/2019
 Name/ Title

Accepted by Yamhill County
 Board of Commissioners on
7/11/19 by Board Order
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