



COLORADO

**Colorado Water
Conservation Board**

Department of Natural Resources

1313 Sherman Street, Room 718
Denver, CO 80203

December 17, 2015

Mr. William Moseley
Proposal Submission Administrator
Colorado State University
Sponsored Programs
Fort Collins, CO 80523-2002

**RE: Notice to Proceed – ATM Grant CTGG1 2015-580 Amendment #1 –
Implementation of Deficit Irrigation Regimes: Demonstration and Outreach**

Dear Bill:

This letter is to inform you that the contract amendment for the ATM grant request extension was signed on December 16, 2015. The original contract has been mailed to you.

With the executed amendment, you are now able to proceed with the project and continue invoicing the State of Colorado for costs incurred through April 30, 2016. Upon receipt of your invoice(s), the State of Colorado will provide payment no later than 30 days.

Let me know if you have any additional questions or concerns.

Sincerely,

//s//

Craig Godbout
Program Manager
Colorado Water Conservation Board
Water Supply Planning Section
1313 Sherman Street, Suite 718
Denver CO 80203
 [\(303\) 866-3441, ext 3210 \(office\)](tel:(303)866-3441)
 [\(303\) 547-8061 \(cell\)](tel:(303)547-8061)
craig.godbout@state.co.us

cc: Dr. Jose Chavez, Ph.D.

Attachments



CONTRACT AMENDMENT

Amendment #1 CORE #CTGG1 2015-580	Original Contract CMS # 61303 Original Contract # C154244	Amendment CMS # 85877
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1) PARTIES

This Amendment to the above-referenced Original Contract (hereinafter called the Contract) is entered into by and between Board of Governors of the Colorado State University System acting by and through Colorado State University (hereinafter called "Contractor"), and the STATE OF COLORADO (hereinafter called the "State") acting by and through the Department of Natural Resources, Colorado Water Conservation Board, (hereinafter called the "CWCB").

2) EFFECTIVE DATE AND ENFORCEABILITY

This Amendment shall not be effective or enforceable until it is approved and signed by the Colorado State Controller or designee (hereinafter called the "Effective Date"), but shall be effective and enforceable thereafter in accordance with its provisions. The State shall not be liable to pay or reimburse Contractor for any performance hereunder, including, but not limited to costs or expenses incurred, or be bound by any provision hereof prior to the Effective Date.

3) FACTUAL RECITALS

The Parties entered into the Contract for/to demonstrate the feasibility of different methods of deficit irrigation. The grantee believes that transferring technology and educating water users and regulators is an important step in the adoption of deficit irrigation as a viable ATM.

4) CONSIDERATION

Consideration for this Amendment consists of the payments to be made hereunder and the obligations, promises, and agreements herein set forth.

5) LIMITS OF EFFECT

This Amendment is incorporated by reference into the Contract, and the Contract and all prior amendments thereto, if any, remain in full force and effect except as specifically modified herein.

6) MODIFICATIONS. The Contract and all prior amendments thereto, if any, are modified as follows:

a. **5. TERM and EARLY TERMINATION is amended to read as follows:** "The Parties respective performance under this Grant shall commence on the Effective Date. This Grant shall terminate on April 30, 2016 unless sooner terminated or further extended as specified elsewhere herein.

b. **6. a. Completion is amended to read as follows:** Grantee shall complete the Work and its other obligations as described herein and in the **Exhibit A** on or before April 30, 2016. The State shall not be liable to compensate Grantee for any Work performed prior to the Effective Date or after the termination of this Grant.

7) EFFECTIVE DATE OF AMENDMENT

The effective date hereof is upon approval of the State Controller or their delegate.

8) ORDER OF PRECEDENCE

Except for the Special Provisions, in the event of any conflict, inconsistency, variance, or contradiction between the provisions of this Amendment and any of the provisions of the Contract, the provisions of this Amendment shall in all respects supersede, govern, and control. The most recent version of the Special Provisions incorporated into the Contract or any amendment shall always control other provisions in the Contract or any amendments.

9) AVAILABLE FUNDS: Financial obligations of the state payable after the current fiscal year are contingent upon funds for that purpose being appropriated, budgeted, or otherwise made available.

THE PARTIES HERETO HAVE EXECUTED THIS AMENDMENT

* Persons signing for Contractor hereby swear and affirm that they are authorized to act on Contractor's behalf and acknowledge that the State is relying on their representations to that effect.

GRANTEE

Board of Governors of the Colorado State University
Systems acting by and through Colorado State
University

By:
Title:



*Signature

Date:

12/4/15

David B. Doty, Interim Director
Sponsored Programs

STATE OF COLORADO

John W. Hickenlooper, GOVERNOR
Mike King, Department of Natural Resources

By:

By: Rebecca Mitchell, Section Chief,
Water Supply Planning Section, CWCB

Signatory avers to the State Controller or delegate that
Grantee has not begun performance or that a Statutory
Violation waiver has been requested under Fiscal Rules

Date:

12/9/15

ALL CONTRACTS REQUIRE APPROVAL BY THE STATE CONTROLLER

CRS §24-30-202 requires the State Controller to approve all State Grants. This Grant is not valid until signed and dated below by the State Controller or delegate. Grantee is not authorized to begin performance until such time. If Grantee begins performing prior thereto, the State of Colorado is not obligated to pay Grantee for such performance or for any goods and/or services provided hereunder.

STATE CONTROLLER

Robert Jaros, CPA, MBA, JD

By:

Department of Natural Resources

Date:

12/16/2015



Sponsored Programs

Fort Collins, CO 80523-2002

(970) 491-6355

FAX: 491-6147

November 12, 2015

Rebecca Mitchell
Section Chief
Water Supply Planning Section
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rebecca.mitchell@state.co.us

Mr. Craig Godbout
Program Manager
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Reference: ATM Grant, Contract #C154244 for "Implementation of Deficit Irrigation Regimes: Demonstration and Outreach, Alternative Ag Methods Program (ATM)" (PI: Jose Chavez)

Re: Request for a no-cost extension

Dear Ms. Mitchell and Mr. Godbout:

Colorado State University respectfully requests approval for a 4-month no-cost extension to the period of performance above referenced grant agreement. The requested extension would change the end date from 12/31/2015 to 4/30/2016. No additional funds are being requested.

The PI, Dr. Jose Chavez has provided the following justification for the extension:

Due to graduate students graduating during the progress of the project and the PI's increased responsibilities in other projects as well as in service to the University, there has been some delays regarding Task 1 - final evaluation of the different methods used to monitor crop water use and saved consumptive use - and Task 2 - education and training through a workshop and (factsheet) publications. To address these limitations, a new M.Sc. graduate student was hired and has been trained. In addition, a research associate has been incorporated into the project and together with the student and the PI are making progress on all objectives. However, we will not be able to organize and deliver an efficient workshop and publications before the end of the project (31 DEC

2015). Therefore, we kindly request a no cost extension (NCE) of the project deadline in order to be able to produce and deliver quality products (i.e., digital tools, workshop and publications). The desired new project end date is 30 April 2016. Your kind attention to this request will be greatly appreciated.

Additionally, Dr. Chavez has provided the following revised timeline:

Task 1

Final evaluation of the different methods used to monitor crop water use and saved consumptive use: From November 2015 to February 2016,

Task 2

Education material submission for publication as factsheets: January to February 2016. There is a review process overseen by CSU Extension before factsheets can be published.

Finalization of technical spreadsheets for hands on training during the workshop: early March to early April.

Workshop to train (on the application of tools to monitor crop water use) farmers, consultants, state and federal officials: Material preparation the first two weeks in April. Actual workshop to be delivered on Friday 15 April 2016.

Compilation of all material produced and activities undertaken during the life of the project: last two weeks in April. Final Report to CWCB: 30 April 2016.

Your consideration of this request for an extension is greatly appreciated.

Please contact me if you have any questions or concerns. If approved, we would appreciate receipt of written modification to the period of performance sent to my attention.

Sincerely,



William Moseley
Proposal Submission Administrator
Sponsored Programs