AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Agenda Item: Memorandum of Understanding; Gunnison Hinsdale Ear

Action Requested: County Manager Signature

Parties to the Agreement: BOCC & Gunnison/Hinsdale Early Childhood Council

Term Begins: when signed **Term Ends:** 12/30/2016 **Grant Contract #:**

Summary:

CO Dept. Ed. and Human Services have dictated that Early Childhood Councils who are not legal entities have written agreements with a "fiscal sponsor" setting forth responsibilities and duties of both entities. This MOU has been created by Gunnison Attorney's Office.

Fiscal Impact: none

Submitted by: C Worrall **Submitter's Email Address:** cworrall@gunnisoncounty.org

Finance Review: ○ Required ◉ Not Required

Comments:

Reviewed by: Discharge Date:

County Attorney Review: ◉ Required ○ Not Required

Comments:
ok - gs

Reveiwed by: GUNCOUNTY1\gstuhr Discharge Date: 12/18/2015 Certificate of Insurance Required Yes ○ No ◉

County Manager Review:

Comments:

Reveiwed by: GUNCOUNTY1\mbirnie Discharge Date: 12/18/2015

◉ Consent Agenda ○ Regular Agenda ○ Worksession Time Allotted:

Agenda Date: 12/22/2015

Revised April 2015

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (the "MOU") dated December 31th, 2015, is between Gunnison County, Colorado (the "County") acting by and through its Board of County Commissioners (the "Board") and the Gunnison Hinsdale Early Childhood Council (the "Council").

Recitals

A. The Council is an early childhood council as mentioned in Title 26, Article 6.5 of the Colorado Revised Statues. The Council was established in 2008.

B. The Council provides policy and programmatic direction and is staffed by County employees in the Gunnison County Department of Health and Human Services.

C. The Council is not a separate legal entity.

D. The State of Colorado Departments of Education and Human Services have dictated that Early Childhood Councils who are not legal entities have written agreements with a "fiscal sponsor" setting forth the responsibilities and duties of the fiscal sponsor and the Early Childhood Council.

E. This MOU is intended to satisfy the requirement for a written agreement as stated on page 52 in Attachment C of the Request for Applications for the Development, Implementation and Expansion of Community-based Early Childhood Systems for the State Fiscal Years 2013-2015 issued by the Colorado Department of Human Services.

Terms and Conditions

1. Council shall be responsible for determining the goals, objectives, policies, program efforts and the ways and means to accomplish the goals and objectives of the Council. The County shall serve as the fiscal sponsor of the Council and shall employ the individuals who provide staff support for the Council.

2. All funds received for the benefit of the Council shall be deposited with and held by the Gunnison County Treasurer. Such funds shall be dispersed in accordance with the County's policies and procedures for disbursements of County funds. All such funds shall be subject to the budgetary rules of the County. The Council shall be subject to audit by County's auditors.

3. All employees carrying out the work of the Council are employees of the County and subject to the County's personnel policies and programs including pay and benefits programs.

4. The Council shall review and approve budget information regarding the Gunnison Hinsdale Early Childhood Council at Council meetings and in accordance with the Council's by-laws.

5. The Gunnison County Manager and the Gunnison Hinsdale Early Childhood Council Coordinator shall sign state-required forms except for contracts requiring the approval by the Board.

6. In the event that any dispute arises regarding this MOU or the operations of the Council, the Council and County agree to attempt to resolve such dispute informally at first and, if such efforts are unsuccessful, through mediation by an agreed upon mediator.

7. The MOU shall become effective when signed by both the County and Council and shall remain in effect through the end of December 2016 and shall thereafter automatically renew for one year periods unless terminated by either party upon 90 days written notice. County and Council shall review this MOU on an annual basis no later than October 31st of each year.

By: _____

Printed Name: _____

Matthew Birnie, Gunnison County Manager

By:_____

Printed Name:_____

Margaret Wacker, Gunnison Hinsdale Early Childhood Council Coordinator