

FIFTH AMENDATORY AGREEMENT

THIS FIFTH AMENDATORY AGREEMENT is made between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado (the “City”) and **BOYS AND GIRLS CLUBS OF METRO DENVER, INC.**, a Colorado non-profit corporation (the “Contractor”), jointly the “Parties.”

RECITALS

A. The City and Contractor entered into an Agreement executed on August 22, 2019; and a First Amendatory Agreement executed on March 2, 2020; a Second Amendatory Agreement executed on September 11, 2020; a Third Amendatory Agreement executed on December 1, 2020; and a Fourth Amendatory Agreement executed on April 30, 2021 (collectively, the “Agreement”), for Contractor to undertake and perform certain work set forth in that Agreement and the exhibits thereto; and

B. The Parties wish to amend the Agreement to modify the terms and conditions and add funds to the Agreement.

NOW, THEREFORE, the Parties hereby agree as follows:

1. All references to “Exhibit A” in the existing Agreement shall be amended to read: “Exhibit A, Exhibit A-1, Exhibit A-2, Exhibit A-3, Exhibit A-4, and Exhibit A-5, as applicable.” The Scope of Work marked as Exhibit A-5 is attached hereto and incorporated herein by this reference.

2. Section 4(a) of the Agreement entitled “**FEE**” is amended to read as follows:

a. Fee: The City shall pay and the Contractor shall accept as the sole compensation for services rendered and costs incurred under the Agreement the amount of **SIX HUNDRED SIX THOUSAND FOUR HUNDRED DOLLARS AND ZERO CENTS (\$606,400.00)** for fees. Amounts billed may not exceed the rates set forth in **Exhibit A, Exhibit A-1, Exhibit A-2, Exhibit A-3, Exhibit A-4, and Exhibit A-5**, as applicable.”

3. Section 4(d)(1) of the Agreement entitled “**MAXIMUM CONTRACT AMOUNT**” is amended to read as follows:

d. Maximum Contract Amount:

(1) Notwithstanding any other provision of the Agreement, the City’s maximum payment obligation will not exceed **SIX HUNDRED SIX THOUSAND FOUR HUNDRED DOLLARS AND ZERO CENTS (\$606,400.00)** (the “Maximum Contract Amount”). The City is not obligated to execute an Agreement or any amendments for any further services, including any services performed by Contractor beyond that specifically described in **Exhibit A, Exhibit A-1, Exhibit A-2, Exhibit A-3, Exhibit A-4, and Exhibit A-5**. Any services performed beyond those in

Exhibit A, Exhibit A-1, Exhibit A-2, Exhibit A-3, Exhibit A-4, and Exhibit A-5 are performed at Contractor’s risk and without authorization under the Agreement.”

4. Except as amended in this Fifth Amendatory Agreement, the Agreement is affirmed and ratified, including all remaining CARES Act requirements and provisions, in each and every particular.

5. This Fifth Amendatory Agreement will not be effective or binding on the City until it has been fully executed by all required signatories of the City and County of Denver, and if required by Charter, approved by the City Council.

[SIGNATURE PAGES FOLLOW]

Contract Control Number: MOEAI-202261818-05[LEGACY:MOEAI-201950865-05]
Contractor Name: BOYS & GIRLS CLUBS OF METRO DENVER INC

IN WITNESS WHEREOF, the parties have set their hands and affixed their seals at Denver, Colorado as of:

SEAL

CITY AND COUNTY OF DENVER:

ATTEST:

By:

APPROVED AS TO FORM:

REGISTERED AND COUNTERSIGNED:

Attorney for the City and County of Denver

By:

By:

By:

Contract Control Number:
Contractor Name:

MOEAI-202261818-05[LEGACY:MOEAI-201950865-05]
BOYS & GIRLS CLUBS OF METRO DENVER INC

By:  _____
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Name: Brynja Seagren
(please print)

Title: COO
(please print)

ATTEST: [if required]

By: _____

Name: _____
(please print)

Title: _____
(please print)

EXHIBIT A-5

2A/Healthy Lifestyles Comprehensive/Multi-Year Grant

SCOPE OF WORK – BOYS & GIRLS CLUBS OF METRO DENVER

October 9, 2019

OVERVIEW

Contractor Info	
Organization:	Boys & Girls Clubs of Metro Denver
Contact Person:	Tonja Mitchell
Address:	2017 W 9 th Ave, Denver, CO 80204
Phone:	303-446-6811
Email:	TonjaM@bgcmd.org

Contract Term: September 1st, 2019 – August 31, 2022

Contract Amount: \$ 390,000

Year 1: \$50,000

Year 2: \$130,000

Year 3: \$130,000

Year 4: \$80,000

Funding for each year is contingent upon grantee's program and fiscal performance and the continued appropriation of 2A/Healthy Lifestyles funds. If appropriated funding is reduced, reductions in funding for grantees will occur. In October of each year, a revised scope of work and budget for the coming year must be completed and approved. It is expected that the scope of work will remain relatively the same for the contract duration. All funding must be spent within each calendar year. Unspent funds will be subtracted from the amount requested in the next year. Absolutely no funds will roll forward into the following year. A final invoice for each calendar year, must be received within 20 days of the new year.

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Payment Schedule

Invoices must be submitted monthly with appropriate back-up.

 x Monthly

Please Note: All 2019 expenses must be billed no later than January 20, 2020

Location of Services:

Please provide the full street address of the physical building of where the direct program services will be held, as well as building name if applicable, and neighborhood.

Traditional Club Sites (BGCMD owned and operated facilities):

1. William E. Cope Boys & Girls Club: 808 Inca Street, Denver, CO 80204 (Lincoln Park)
2. Jack A. Vickers Boys & Girls Club: 3333 Holly Street, Denver, CO 80207 (Northeast Park Hill)
3. Arthur E. Johnson Boys & Girls Club: 3325 West 16th Avenue, Denver, CO 80204 (West Colfax)
4. Denver Broncos Boys & Girls Club: 4397 Crown Boulevard, Denver, CO 80239 (Montbello)
5. J. Churchill Owen Boys & Girls Club: 3480 West Kentucky Avenue, Denver, CO 80219 (Westwood)

School-based Club Site:

6. Cole Boys & Girls Club: Cole Arts and Sciences Academy, 3240 Humboldt Street, Denver, CO 80205 (Cole neighborhood) - License #1641003

Program Description:

2A/Healthy Lifestyles funds will support our comprehensive out-of-school-time programs at 6 Denver Club sites, which include five Traditional Clubs that operate out of BGCMD owned and operated facilities (Cope, Vickers, Arthur Johnson, Broncos and Owen Boys & Girls Clubs) and one school-based Club – Cole Boys & Girls Club – which operates at the Cole Arts and Sciences Academy. The purpose of our programming is to address the persistent achievement and opportunity gap that exists between low-income, often minority youth and their wealthier peers.

Program Services:

This grant will support our provision of comprehensive out-of-school-time programs to thousands of our Denver Club members each year. Our programming spans the following outcome areas: 1) Academic Success, 2) Good Character and Citizenship and 3) Healthy Lifestyles. Examples of programs include education and the arts; health and wellness and sports/recreation; and leadership and service. As we serve youth ages 6-18, we offer differentiated programs that provide age-appropriate development opportunities. All programs are delivered with a Social, Emotional and Academic Learning approach (SEAL). We train all direct-service staff on SEAL best practices, equipping them to help kids

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understand and cope with the emotions that drive their behavior, creating an environment more conducive to learning.

In addition to our variety of programming, we will build upon our partnership with the Office of Children’s Affairs by continuing to utilize the Healthy Lifestyles curriculum for our middle school-aged Club members. Our plan is to deliver the Healthy Lifestyles curriculum in conjunction with our evidence-informed Smart Moves program, an interactive program that uses discussion and role-playing to help youth develop resilience, refusal skills and assertiveness. Developing these skills helps our youth abstain from substance use and adolescent sexual involvement through the practice of responsible behavior. The Healthy Lifestyles lessons, focused on marijuana, will be worked into this existing program, providing the knowledge and skills youth need to avoid marijuana use. During the 2021-22 school year we will be piloting the Healthy Lifestyles 3.0 curriculum, and staff will attend the training in advance of facilitation.

The schedule of specific programming varies from Club to Club and from day to day. Every day each Club offers high quality programs that include both academic and enrichment opportunities. Enrichment programming includes a wide variety of programming designed to build essential skills and knowledge while keeping kids engaged in fun, interest-based programming. Academic support consists of programs like Power Hour (Club members receive one-on-one help with homework), Accelerated Reader (literacy program) and more. We also offer a nutritious meal to every child, every day.

Program Goals/Outcomes:

Goal	Measurement	Timeline
<p>Program Attendance Across the six Clubs in this application, we will serve 3,320 active members each school year and 2,565 each summer, 45% of whom will be frequent attenders.</p> <p>During each summer, frequent attenders will attend 70% of summer programming days.</p>	<p>Club attendance rates for active and frequent attenders.</p> <p>Frequent attenders come 2+ days/week on average and 30+ days/school year.</p>	<p>School year and summer timelines are outlined in the following table.</p>
<p>Healthy Lifestyles Attendance & Skills Acquisition 300 total youth will be reached with Healthy Lifestyles: Aug – Dec 2019: 30 Jan – Dec 2020: 100</p>	<p>Healthy Lifestyles - measured for youth who complete pre- and post-test.</p> <p>Measurement is the same for youth completing program in summer and/or school year.</p>	<p>Pre- and post-tests will be completed in accordance with curriculum/grant requirements through the grant cycle.</p>

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<p>Jan – Dec 2021: 100 Jan – Aug 2022: 70</p> <p>75% of youth who complete the Healthy Lifestyles course will report gains in relevant knowledge and skills.</p>		
<p>Social & Emotional Learning Youth who take the SAYO survey will show social emotional skills achievement in four SEL competency areas, as measured by an average score of at least 2.5 (on 3-point scales) and at least 3 (on 4-point scales).</p>	<p>The SAYO survey includes the school year and summer, and will target our frequent attenders. SAYO-SEL Categories are: Learning Competency, Social Competency, Future Planning and Actions, and Future Expectations</p>	<p>SEL runs year-round, and SAYO is conducted annually.</p>
<p>Mentoring BGCMD and CSP (partner) staff will jointly attend at least 75% of CQI Professional Learning Community sessions and conduct planning meetings onsite with designated staff member(s) to define 2 goals per semester (fall, spring, summer)</p>	<p>Results from attendance at CQI PLC sessions.</p> <p>Goal-setting by semester, clearly establishing 2 goals with review of prior performance.</p>	<p>Compliance with dates set forth in grant for selecting CSP (partner), and then throughout remainder of grant.</p>
<p>Academic Outcomes Frequent attenders will have higher high school graduation rates (5 percentage points) than the district.</p>	<p>Compare graduation rates of BGCMD frequent attenders with graduation rates of DPS District.</p>	<p>Programs conducted throughout the school year and summer.</p>

<p>Number of hours/day: School Year School-Based Club (1): 3 hours/day Traditional/Stand-Alone Clubs (5): 5 hours/day Summer (All Clubs): 9 hours/day</p>		
<p>Number of days/week:</p>	<p>School Year: 5</p>	<p>Summer: 5</p>
<p>Number of weeks for School Year: School-Based Club (1): 36 weeks Traditional/Stand-Alone Clubs (5): 39 weeks</p>	<p>Start Date: 8/16/21</p>	<p>End Date: 5/20/22</p>
<p>Number of weeks for Summer: (All Clubs): 9 weeks</p>	<p>Start Date: 6/6/22</p>	<p>End Date: 7/29/22</p>
<p>Total number of program hours per student in the school year: School-Based Club (1): 540 hours/student Traditional/Stand-Alone Clubs (5): 975 hours/student</p>		
<p>Total number of program hours per student in the summer: (All Clubs): 405 hours/student</p>		

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Number of unduplicated students to be served in school year and in summer:

School year: 3320

Summer: 2565

Number of anticipated “regular attenders” to be served in school year and in summer:

School year: 1494

Summer: 807

Ages/grades of students served: Ages 6-18**Budget/Budget Narrative:****Program Budget/Budget Narrative: Jan 1, 2022 – August 31, 2022**

Program Staff Salaries and Benefits	\$47,680
2022 Narrative – The Club Director will provide supervision for the program at 10% of FTE: \$3,946 * 6 = \$23,676/yr; Program Managers will provide supervision for the program at 15% of FTE: \$4,001 * 6 = \$24,004/yr	
Aman STEAM Academy Partner Funds	\$8,862
2022 Narrative – We will engage Aman STEAM Academy in direct programming services in Clubs, and partner with them as our selected CSP throughout the school year and summer. MOU will be finalized in early January, and we will submit a breakdown in budget once completed.	
Aman STEAM Academy CQI	\$3,692
2022 Narrative: Support for Aman STEAM Academy to engage in CQI. MOU will be finalized in early January, and we will submit a breakdown in budget once completed.	
Program Supplies/Materials	\$2,954
2022 Narrative – Program supplies to run academic, healthy lifestyles and character & leadership programs. Supplies allocated as follows: \$492.33* 6 sites=\$2,954	
Field Trip Transportation	\$0
Field Trip Expenses (i.e. entry fees)	\$1,108
2022 Narrative — each site will go on 1 field trip per year (\$184.67 per trip * 6 Clubs)	
Food (LIMITED TO 5% OF TOTAL REQUEST)	\$1,846
2022 Narrative – Meals are provided in-kind - we would like to allocate approx. 2% for incurred food expenses for field trips and during on-site programming	
Operating Expenses (LIMITED TO 10% OF TOTAL REQUEST)	\$2,461
2022 Narrative – Indirect costs administration overhead	
Other: Mentoring Cost for BGCMD for Participating in DAA CQIS	\$11,397
2022 Narrative – BGCMD staff time for implementation of YPQI at all sites 20% Senior Program Director - \$8,056 10% Manager of Quality Assurance - \$3,341	
GRAND TOTAL	\$80,000

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Grant Requirements - General

- Funds must be used to support direct program services for school-age children and youth (K-12) during non-school hours/periods when school is not in session, including before school, after-school, weekends or during school breaks, including summer. Funding is intended to serve as a supplement, to increase or expand existing afterschool opportunities, not to supplant other funding sources.
- Programs that are not licensed by the Colorado Department of Human Services must meet Minimum Safety Requirements as outlined in Appendix E of the RFP.
- Programs must provide proof that its instructors have participated in the State's Mandatory Reporter Training. <http://www.coloradocwts.com/mandated-reporter-training>.
- Organizations must establish and maintain a profile in DAA's Management Information System. Profiles must reflect current organization information, as well as site information and be updated year-round with timely, accurate information. Organizations may also be requested and/or able to use other features of the Management Information System.
- Programs serving Denver Public School students must provide evidence of an active DPS Partnership Agreement and are highly encouraged to have a DPS Data Sharing Agreement and download reports to use applicable data points as part of its grant reporting.
- Organizations must participate in DAA's Continuous Quality Improvement system at the Trailblaze or Venture Membership level.
- Organizations are required to mentor at least one content specific partner (CSP) beginning in Year 2 and through the duration of the grant cycle. Funding is provided for the lead organization to mentor the CSP and provide consistent funding to the CSP for direct service and participation in the CQI process.

Grant Requirements – Trainings

- Organizations along with their Content Specific Partner (CSP), will be required to participate in at least two professional development trainings each year of the grant related to Social, Emotional, and Academic Learning.
- Organizations must participate in DAA's Mentorship PLC.
- Organizations serving rising 6th graders – 8th grade, must administer the Healthy Lifestyles curriculum and participate in the mandatory train the trainer session.

Grant Requirements – Data Tracking/Reports/Surveys

- For each site, programs must electronically track individual attendance for unduplicated students by DPS student ID including how many days the youth attend over the course of the program to report on the total number of regular attenders (NOTE: for the School Year, grantee must track/report youth attendance at 30 days, 60 days, and 90 days; for the Summer, grantee must track/report youth attendance at 70% of summer offerings). Organizations must record student's DPS student ID, first name, last name, and date of birth in their tracking system, and have parental consent to share data with the City and its partners for evaluation purposes. If a DPS student ID is not available for a youth, a unique identifier may be assigned instead. Each program site must also track the overall number hours, days, and weeks the program is offered. Attendance data must be uploaded monthly to DAA's Management Information System.
- All grantees must submit a report (using the template provided) for each semester in which its program is offered. Due dates: June 15 (covering Jan 1-May 30), September 15 (covering

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June 1- August 30), January 15 (covering September 1-December 31). If a due date falls on a weekend day/holiday, then the report will be due the next business day.

- Summer programs may be required to deliver a post-retrospective summer survey to all students. Summer programs serving middle school students may be asked to participate in a pilot program to test the delivery of a specific healthy lifestyles for youth curriculum focused on early marijuana prevention education.

Grant Requirements – Office of Children’s Affairs

- Grantee staff may be required to meet with an Office of Children’s Affairs representative to debrief, share lessons learned about grant process, programming impact, etc.
- Grantees will be required to host one site visit for Office of Children’s Affairs staff each year.
- Grantees are expected to display signage and/or online banners noting that the program receives funding from the Office of Children’s Affairs. The City will provide electronic files that can be printed and/or displayed on websites and other materials.
- All modifications to the services and/or budget that exceeds 5% in change or more to any line item must be preapproved in writing by the Office of Children’s Affairs