

**FIRST AMENDMENT TO  
INTERLOCAL AGREEMENT FOR ALLOCATION AND USE OF RESORT TAX  
REVENUE  
Fiscal Years 2022, 2023, 2024**

**THIS FIRST AMENDMENT TO INTERLOCAL AGREEMENT** for allocation and use of resort tax revenue (“First Amendment”) is entered into by and between the Big Sky Resort Area District (“District”) and Gallatin Canyon Water and Sewer District (“Contractor”) for its FY22-24 Operations project to organize and set up the operations of the new Canyon water and sewer district (“Project”).

**RECITALS**

1. The District and the Contractor entered into that certain Interlocal Agreement for Allocation and Use of Resort Tax Revenue for fiscal years 2022-2024 related to the Project and the expenditure of the Award as defined therein (“Agreement”).
2. The Agreement contained certain allocated funding amounts in each of the three fiscal years of the Term of the Agreement (with each year being a separate Award).
3. The Contractor has requested an increase in the Award for fiscal year 2023 from \$74,000 to \$200,000.
4. At a duly noticed and held public meeting on September 14, 2022, the District agreed to increase the Award for fiscal year 2023 as described in this First Amendment.

**NOW THEREFORE**, for good and valuable consideration, the form, receipt and sufficiency of which is hereby acknowledged by the Parties, the District and Contractor agree to the amend certain provisions of the Agreement as specified below:

**FIRST AMENDMENT**


1. **RECITALS AND DEFINITIONS.** The Recitals to this First Amendment are incorporated herein by this reference as if fully set forth herein. Any capitalized term used

in this First Amendment but not specifically defined herein shall have the definition set forth in the Agreement.

2. **AMENDED AWARD**. The Award granted by the District to the Contractor for fiscal year 2023 shall be increased from \$74,000 to \$200,000 (“Amended FY23 Award”).


3. **FULL FORCE AND EFFECT**. All provisions, rights, and obligations under the Agreement not specifically amended by this First Amendment shall remain in full force and effect and shall be binding upon the parties.

**BIG SKY RESORT AREA DISTRICT:**

  
Daniel Bierschwale (Sep 29, 2022 09:00 MDT)

Name: Daniel Bierschwale  
Title: Executive Director  
Date: 9/29/22

**CONTRACTOR: GALLATIN CANYON  
WATER AND SEWER DISTRICT**

  
Scott Altman (Jan 6, 2023 17:39 MST)

Name: Scott Altman  
Title: Board Chair  
Date: Jan7 , 2023










# First Amendment to GCWSD Interlocal Agreement

Final Audit Report

2023-01-07

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