

CONTRACT AMENDMENT

Contract or Amendment	Amount	Total Contract Value (including all amendments and renewal options)
Original Contract # 2803	\$814,466.98	\$814,466.98
Amendment #1	\$27,117.04	\$841,584.02

1) PARTIES

This Amendment to the below-referenced Original Contract (hereinafter called the “Contract”) is entered into by and between Wiley Subscription Services, Inc. (hereinafter called “Contractor”), and the Board of Governors of the Colorado State University System, acting by and through Colorado State University, for the use and benefit of Libraries (hereinafter called “University”).

2) EFFECTIVE DATE AND ENFORCEABILITY

This Amendment shall commence on the Effective Date, which shall be the later of (1) the date it is signed by the Colorado State University Controller or the Controller’s authorized delegate; or (2) the following date: N/A. This Amendment shall not be effective or enforceable until it is approved and signed by the Colorado State University Controller or designee. University 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 date on which it is signed by or for the Controller.

3) FACTUAL RECITALS

Wiley Subscription Services, Inc. and the Greater Western Library Alliance (GWLA) entered into the Wiley Online Consortium License dated January 1, 2014 (“Original Contract”). Pursuant to Appendix L of the Original Contract, the University agreed to its terms as a Member Institution.

4) CONSIDERATION

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

5) EFFECT

It is expressly agreed by the parties that this amendment is supplemental to the Contract, as amended and collectively referred to as the Contract, which is, by this reference incorporated herein; and that all terms, conditions and provisions of the Contract, except as specifically modified herein, shall remain in full force and effect.

6) MODIFICATIONS

The Contract and all prior amendments thereto, if any, are modified as follows: By adding electronic journal backfile and e-reference books to the Online Consortium License as set forth in Exhibit A. attached hereto and incorporated herein.

7) ORDER OF PRECEDENCE

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.

8) AVAILABLE FUNDS

Financial obligations of the University payable after the current fiscal year are contingent upon funds for that purpose being appropriated, budgeted, or otherwise made available.

IN WITNESS WHEREOF, 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 Colorado State University is relying on their representations to that effect and accept personal responsibility for any and all damages the University may incur for any errors in such representation.

<p>CONTRACTOR: Wiley Subscription Services, Inc.</p> <p>By: <u>TH [Signature]</u> *Signature</p> <p>Name: <u>THOMAS KEENEY</u></p> <p>Title: <u>DIRECTOR</u></p> <p>Date: <u>4/1/14</u></p>	<p>STATE OF COLORADO John W. Hickenlooper GOVERNOR Board of Governors of the Colorado State University System, acting by and through Colorado State University Dr. Anthony A. Frank, President</p> <p>By: <u>Amy Parsons [Signature]</u> *Signature</p> <p>Name: Amy L. Parsons Title: Vice President for University Operations</p> <p>Date: <u>4-17-14</u></p> <p>REQUIRED APPROVALS:</p> <p>By: <u>Patrick J. Burns [Signature]</u> Name: Patrick J. Burns Title: Vice President for Information Technology and Dean of Libraries [Dean, Director or Dept. Head]</p> <p>Date: <u>4/10/14</u></p> <p>LEGAL REVIEW John W. Suthers, Attorney General</p> <p>By: <u>Donna W. Aurand [Signature]</u> Donna W. Aurand, JD Director, Contracting Services and Special Assistant Attorney General for Colorado State University</p> <p>Date: <u>April 14, 2014</u></p>
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ALL EXPENDITURE CONTRACTS REQUIRE APPROVAL by the COLORADO STATE UNIVERSITY CONTROLLER

CRS §24-30-202 and University policy require the University Controller to approve all expenditure contracts. This Amendment is not valid until signed and dated below by the University Controller or delegate. Contractor is not authorized to begin performance until such time. If Contractor begins performing prior thereto, the University is not obligated to pay Contractor for such performance or for any goods and/or services provided hereunder.

COLORADO STATE UNIVERSITY CONTROLLER

David Ryan

By: [Signature]
*Signature

Name: David Ryan

Date: 4/21/14

**EXHIBIT A TO CONTRACT AMENDMENT NUMBER 1
AMENDED SCOPE OF WORK and PAYMENT SCHEDULE**

[Enter here or attach a detailed description of the work to be performed, including any milestone dates, standards or guidelines to be met, deliverables, etc.]

The following scope of work is (*check one only*):

in addition to the work described in the Original Agreement, which has been or will be performed as agreed; OR

in lieu of the work described in the Original Agreement, replacing the original Scope of Work.

Description of the Work:

CSU Libraries are purchasing perpetual access to the backfiles of the AGU journal collection, \$16,500.00 and the Journal of the American Water Resources Association, \$1,886.04
CSU Libraries are also purchasing the following e-reference books: One-time purchase updates for the Kirk-Othmer Encyclopedia of Chemical Technology, \$1,932.00, Encyclopedia of Life Sciences, \$1,830.00 and the one-time purchase of the Encyclopedia of Literary and Cultural Theory, \$3,227.00, and Wiley Blackwell Encyclopedia of Health, Illness, Behavior and Society for \$1,742

Total value of aforementioned purchases: \$27,117.04

PAYMENT SCHEDULE/CONTRACT HISTORY

2014 Agreement includes: Wiley Online Journals subscription \$814,466.98 + one-time purchase of the Quarterly Journal of the Royal Meteorological Society \$7,200.00 and the Handbook of Psychology \$3,859.00 and the 2014 update for the Cochrane Library, \$2,912.00
Payment of \$26,170.04 shall be made during this fiscal year, FY14.
External fund code for journal backfiles: 1304260
External fund code for e-reference books: 1304240
The Greater Western Library Association's (GWLA) contract caps inflation at 3% per year after the initial year of the contract, 2014.