

ROUTING SLIP CONTRACTS AND AGREEMENTS

Originating Department: Administration

Council Meeting Date: 8/22/2013

Department Contact: Mayor Battle

Phone # 5009

Contract or Agreement: Mod. No. 1 to the Agreement between the City of Huntsville and John S. Hamilt...

Document Name: Mod. No. 1 to the Agreement between the City of Huntsville and John S. Hamilton

City Obligation Amount:

Total Project Budget:

Uncommitted Account Balance:

Account Number:

Procurement Agreements

<u>Select...</u>	<u>Select...</u>
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Grant-Funded Agreements

Not Applicable	Grant Name:
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Department	Signature	Date
1) Originating		
2) Legal		8/20/13
3) Finance 		8/20
4) Originating		
5) Copy Distribution		
a. Mayor's office (1 copies)		
b. Clerk-Treasurer (Original & 2 copies)		

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Reguar

Meeting Date: 8/22/2013

Action Requested By:
Administration

Agenda Item Type
Resolution

Subject Matter:

City of Huntsville and John S. Hamilton

Exact Wording for the Agenda:

Resolution authorizing the Mayor to enter into Modification No. 1 to the Agreement between the City of Huntsville and John S. Hamilton, as adopted by Resolution 13-578 on July 25, 2013.

Note: If amendment, please state title and number of the original

Item to be considered for: Action

Unanimous Consent Required: No

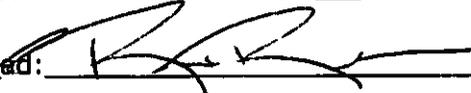
Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

[Empty box for providing details on why the action is required, recommended, and what Council action will provide, allow, and accomplish.]

Associated Cost:

Budgeted Item: Not applicable

MAYOR RECOMMENDS OR CONCURS: Yes

Department Head: 

Date: 8/20/2013

RESOLUTION NO. 13-_____

BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, that the Mayor be, and he is hereby authorized to enter into a Modification No. 1 to the Agreement between the City of Huntsville and John S. Hamilton, as adopted by Resolution 13-578 on July 25, 2013, on behalf of the City of Huntsville, a municipal corporation in the State of Alabama, which said agreement is substantially in words and figures similar to that certain document attached hereto and identified as "Modification No. 1 to the Agreement between the City of Huntsville and John S. Hamilton, as adopted by Resolution 13-578 on July 25, 2013," consisting of two (2) pages and the date of August 22, 2013, appearing on the margin of the first page, together with the signature of the President or President Pro Tem of the City Council, an executed copy of said document being permanently kept on file in the Office of the City Clerk-Treasurer of the City of Huntsville, Alabama.

ADOPTED this the 22nd day of August, 2013.

President of the City Council of
the City of Huntsville, Alabama

APPROVED this the 22nd day of August, 2013.

Mayor of the City of
Huntsville, Alabama

STATE OF ALABAMA)
COUNTY OF MADISON)

**MODIFICATION No. 1 TO
AGREEMENT BETWEEN THE
CITY OF HUNTSVILLE AND
JOHN S. HAMILTON DATED
JULY 25, 2013 ADOPTED AND
APPROVED BY THE CITY
COUNCIL OF THE CITY OF
HUNTSVILLE PURSUANT TO
RESOLUTION NO. 13-578**

CONTRACT MODIFICATION NO. 1

THIS MODIFICATION No. 1 IS MADE TO THE AGREEMENT entitled "Agreement Between the City of Huntsville and John S. Hamilton" as referenced above and is entered into on this the 22nd day of August, 2013, by and between the CITY OF HUNTSVILLE, Alabama (City) and John S. Hamilton, (Hamilton).

WITNESSETH

WHEREAS, the City and Hamilton previously entered into an agreement for Hamilton to be employed as a special employee of the City; and

WHEREAS, the said agreement did not accurately reflect the bi-weekly pay the parties intended for Hamilton to receive; and

WHEREAS, the parties desire to amend the said agreement to accurately reflect the intention of the parties;

NOW THEREFORE, in consideration of the mutual promises and covenants contained herein and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree to modify the Agreement as follows:

1. Section 5 of the original Agreement is deleted in its entirety and replaced with the following:

During the term of this contract, Hamilton shall be paid \$5,487.11 bi-weekly. Hamilton shall further receive all City of Huntsville employee benefits, including but not limited to sick leave, vacation pay, holiday pay and health insurance.

2. All other terms and conditions of the Agreement remain unchanged and in full force and effect.

**_____
President of the City Council of the
City of Huntsville, Alabama
Date: _____**

IN WITNESS WHEREOF, the parties have executed this agreement on the day and year first above written.

John S. Hamilton, an Individual

ATTEST:

CITY OF HUNTSVILLE, ALABAMA
a municipal corporation

BY: _____
Charles E. Hagood
ITS: Clerk-Treasurer

BY: _____
Tommy Battle
ITS: Mayor