

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 2/27/2014

Action Requested By:
Community
Development

Agenda Item Type
Resolution

Subject Matter:

Modification #1 to Resolution 13-440 between the City of Huntsville and Family Services Center, Inc., to specify contract address

Exact Wording for the Agenda:

Resolution authorizing the Mayor to modify contract 13-440 with Family Services Inc., to specify construction address.

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.

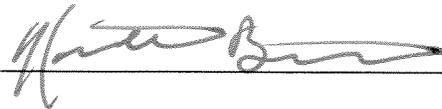
To add specific construction address per new HUD HOME Final Rule

Associated Cost: 0

Budgeted Item: Yes

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: _____



Date: _____

2/19/14

ROUTING SLIP
CONTRACTS AND AGREEMENTS

Originating Department: Community Development Council Meeting Date: 2/27/2014

Department Contact: Scott Erwin Phone # 256-427-5423

Contract or Agreement: Contract

Document Name: Modification No. 1 to Resolution No. 13-440 to specify Legal Description

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

Federal HUD	Grant Name:
	<u>HOME Investment Partnership Grant</u>

Department	Signature	Date
1) Originating		<u>2/19/14</u>
2) Legal		<u>2-24-14</u>
3) Finance		<u>2/24/14</u>
4) Originating		
5) Copy Distribution		
a. Mayor's office (2 copies)		
b. Clerk-Treasurer (Original & 2 copies)		
c. Legal (1 copy)		

RESOLUTION NO. 14-_____

WHEREAS, the City of Huntsville, Alabama, received a grant under Title I of the Housing and Community Development Act of 1974, as amended, from the U.S. Department of Housing and Urban Development (HUD),

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, that the Mayor of the City of Huntsville is hereby authorized, requested and directed to enter into Modification No. 1 to the Agreement between the City of Huntsville, Alabama and Family Services Center, Inc., as adopted by Resolution No. 13-439 on June 13, 2013 for Home Investment Partnership Funds, said modification being substantially similar in words and figures to that document identified as "Modification No. 1 Between the City of Huntsville, Alabama, and Family Services Center as adopted by Resolution No. 13-440 on February 27, 2013 for Home Investment Partnership Funds." consisting of two (2) pages, and the date of February 27, 2014, 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.

ADOPTED this the 27th day of February, 2014.

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

APPROVED this the 27th day of February, 2014.

Mayor of the City of Huntsville,
Alabama

STATE OF ALABAMA

)

COUNTY OF MADISON

)

Modification No. 1 to the Agreement Between the City of Huntsville and Family Services Center as adopted by Resolution No. 13-440 on February 27, 2014 for Home Investment Partnership funds.

MODIFICATION NO. 1

THIS MODIFICATION IS MADE TO THE AGREEMENT entitled "Agreement between the City of Huntsville, Alabama and Family Services, Inc.," as referenced above and is entered into on this the 27th day of February, 2014 by and between the City of Huntsville, Alabama (City) and Family Services, Inc. (Agency).

WITNESSETH

WHEREAS the City has demonstrated the necessity to amend the Agreement for the purpose of specifying the construction address as required by the U.S. Department of Housing and Urban Development HOME Final Rule."

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. Effective February 27, 2014 the Program Description set forth in Section 1., Page 1 of the Agreement is deleted and replaced with the following:

PROJECT DESCRIPTION The DEVELOPER shall provide management of a Community Housing Development Organization (CHDO) program that will involve homeownership opportunities for low and moderate-income families that meet HOME program income eligibility criteria. The City shall provide a total of \$151,935.00 in HOME funds for activities associated with the program. Funds shall be expended as described in Part I, Section VI of this Agreement. The DEVELOPER shall receive CHDO

President of the City Council of
the City of Huntsville, Alabama
Date: February 27, 2014

Operating funds for eligible operating expenses such as salaries/ benefits, rent/mortgage, utilities and any other HUD approved operating expense related to this project. The City will provide a maximum of \$24,149.00 in HOME funds for CHDO Operating Expenses. The property address for this contract will be Lots 27 & 28 Block 1 Terry Heights 2nd Addition as recorded in the Office of Probate Records Madison County Alabama. The total amount of funds committed under this contract shall not exceed \$176,084.00.

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

IN WITNESS WHEREOF, the parties hereto have entered into this agreement, consisting of this page and one (2) preceding pages, on the February 27, 2014.

THE CITY OF HUNTSVILLE, ALABAMA

ATTESTED:

By: _____

By: _____
Mayor Tommy Battle

Date: _____

**Family Services Center an Alabama
Non-Profit Corporation**

ATTESTED:

By: _____

By: _____

Date: _____

Its: _____