

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number: \_\_\_\_\_

Meeting Type: Regular

Meeting Date: Nov 19, 2015

Action Requested By: City Council

Agenda Type: Resolution

Subject Matter:

HudsonAlpha Institute for Biotechnology, Inc.

Exact Wording for the Agenda:

Resolution authorizing the Mayor to execute an Agency Appropriation Agreement Between the City of Huntsville and HudsonAlpha Institute for Biotechnology, Inc.

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

Item to be considered for: Action

Unanimous Consent Required: \_\_\_\_\_

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.

Associated Cost: \_\_\_\_\_

Budgeted Item: \_\_\_\_\_

MAYOR RECOMMENDS OR CONCURS: \_\_\_\_\_

Department Head: \_\_\_\_\_

*Janie Robinson*

Date: \_\_\_\_\_

11/16/15

RESOLUTION NO. 15-\_\_\_\_\_

**WHEREAS** the City Council of the City of Huntsville, Alabama, does hereby declare in accordance with Code of Alabama (1975) that the Mayor be, and he is hereby authorized to enter into an Agency Appropriations Agreement between the City of Huntsville and HudsonAlpha Institute for Biotechnology, Inc., 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 "Agency Appropriations Agreement between the City of Huntsville and HudsonAlpha Institute for Biotechnology, Inc.," consisting of two(2) pages and the date of November 19, 2015 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 19th day of November, 2015.

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

**APPROVED** this the 19th day of November, 2015.

\_\_\_\_\_  
Mayor of the City of  
Huntsville, Alabama

**AGENCY APPROPRIATION AGREEMENT  
BETWEEN THE CITY OF HUNTSVILLE AND  
HUDSONALPHA INSTITUTE  
FOR BIOTECHNOLOGY, INC.**

**STATE OF ALABAMA**

**COUNTY OF MADISON**

**AGENCY APPROPRIATION AGREEMENT**

**THIS AGREEMENT**, made and entered into this 19th day of November, 2016, by and between HudsonAlpha Institute for Biotechnology, Inc., an Alabama non-profit corporation, hereinafter referred to as "AGENCY", and the City of Huntsville, a municipal corporation in the State of Alabama, hereinafter referred to as "CITY".

**WITNESSETH:**

**WHEREAS**, Agency will embark on a groundbreaking health initiative which will offer free genetic screening for genes related to breast and ovarian cancer for every woman in Madison County who is 30 years old (the "Initiative"); and

**WHEREAS**, the Initiative will provide potentially life-changing information to women in Madison County, which will benefit the health and well-being of women in the Huntsville area; and

**WHEREAS**, through the Initiative, Agency will provide services which confer a public benefit of a reasonably general character; and,

**WHEREAS**, City desires to appropriate funds or equipment to Agency to assist with the provision of such services; and,

**WHEREAS**, the expenditure of funds or equipment appropriated by City to Agency for such services constitutes a legitimate public purpose; and,

**WHEREAS**, both parties acknowledge the receipt of good and valuable consideration supporting the terms and conditions of this agreement.

**NOW, THEREFORE**, for and in consideration of the mutual promises and covenants contained herein, the parties agree as follows:

A. Agency will provide the services related to the Initiative, which are authorized by its charter, Articles of Incorporation, by-laws, or other applicable documents.

C. City agrees to pay Agency the sum of Thirty Thousand Dollars (\$30,000.00), for the delivery of Agency's services, which shall be paid as directed by the City's Director of Finance.

\_\_\_\_\_  
President of the City Council of the  
City of Huntsville, Alabama  
Date: 11/19/2015

D. The parties agree that the services provided by Agency serve a legitimate public purpose.

E. Agency agrees that it has no authority to obligate any City funds or equipment beyond those appropriated by City for this agreement.

**IN WITNESS WHEREOF**, the parties hereto have executed this agreement on this the 19<sup>th</sup> day of November, 2015.

**CITY OF HUNTSVILLE, ALABAMA**

**BY:** \_\_\_\_\_  
**Tommy Battle**  
**ITS:** Mayor

**ATTEST:**

**By:** \_\_\_\_\_  
Charles E. Hagood  
**Its:** Clerk-Treasurer

**AGENCY**  
**HUDSONALPHA INSTITUTE FOR**  
**BIOTECHNOLOGY, INC.**

**BY:** \_\_\_\_\_  
**ITS:** Pete Ford  
CFO

**WITNESS:**

Ernest Perry  
Vice President for Advancement