

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 5/26/2016

Action Requested By:
Community
Development

Agenda Item Type
Resolution

Subject Matter:

Contract Modification No. 1 to Resolution No. 13-548

Exact Wording for the Agenda:

Resolution authorizing the Mayor to execute contract modification No. 1 to the agreement between City of Huntsville and Family Services Center, Inc. for the use of HOME Investment Partnership Funds including funds that are reserved for the use of community housing development organizations to increase the Time of Performance and Budget, adopted by resolution No. 13-548.

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.

The Time of Performance will be extended and the Construction and Total Budget will be increased.

Associated Cost:

Budgeted Item: Yes

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: Murphy Jordan

Date: 5/19/16

ROUTING SLIP CONTRACTS AND AGREEMENTS

Originating Department: Community Development

Council Meeting Date: 5/26/2016

Department Contact: Scott Erwin

Phone # 256-427-5423

Contract or Agreement: Contract

Document Name: Contract Modification No. 1 to Resolution No. 13-548

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:
	HOME Investment Partnership Grant

Department	Signature	Date
1) Originating	<i>Mirrored</i>	5/13/16
2) Legal	<i>Mary C Cates</i>	5/20/16
3) Finance	<i>Rachel Biggs</i>	5/20/16
4) Originating		
5) Copy Distribution		
a. Mayor's office (1 copies)		
b. Clerk-Treasurer (Original & 2 copies)		

RESOLUTION NO. 16-_____

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),

WHEREAS, The City of Huntsville entered into a contract with Family Services Center, Inc. on July 11, 2013, and,

WHEREAS both parties wish to amend the contract for the purpose of modifying the construction budget and extending the Time of Performance.

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. 13-548 on July 11, 2013 for Home Investment Partnership Funds, said modification being substantially similar in words and figures to that document identified as "Contract modification No. 1 to the agreement between City of Huntsville and Family Services Center Inc. for the use of HOME Investment Partnership Funds including funds that are reserved for the use of community housing development organizations, approved by resolution 13-548 on July 11, 2013" consisting of two (2) pages, and the date of May 26, 2016, 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 26th day of May, 2016.

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

APPROVED this the 26th day of May, 2016.

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. 13-548 on July 11, 2013 for Home Investment Partnership funds.

CONTRACT MODIFICATION NO. 1 TO THE AGREEMENT ENTITLED AGREEMENT BETWEEN THE CITY OF HUNTSVILLE, ALABAMA AND FAMILY SERVICES CENTER, INC. FOR HOME INVESTMENT PARTNERSHIP FUNDS INCLUDING FUNDS THAT ARE RESERVED FOR THE USE OF COMMUNITY HOUSING DEVELOPMENT ORGANIZATIONS” APPROVED BY RESOLUTION 13-548 ON JULY 11, 2013.

WITNESSETH

WHEREAS the City and Agency have mutually agreed to modify the Agreement between the City of Huntsville and Family Services Center, Inc. adopted by Resolution No. 13-548 for the purpose of extending the “Construction Completion Date” and increasing the “Total Budget” and the “Construction Costs” Budget.

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 2, Time of Performance shall be modified from “...Construction Completion Date June 30, 2016...” to “Construction Completion Date March 31, 2017”.
2. Section 3, Project Budget shall be modified from “...Construction Costs \$278,500 to \$328,500.
3. Section 3, Project Budget shall be modified from “...Total Budget \$285,000 to Total Budget \$335,000.

President of the City Council of the City of Huntsville, Alabama
Date: May 26, 2016

IN WITNESS WHEREOF, the parties hereto have entered into this agreement, consisting of this page and one (2) preceding pages, on the May 26, 2016.

THE CITY OF HUNTSVILLE, ALABAMA

ATTESTED:

By: _____
Kenneth Benion,
City Clerk Treasurer

By: _____
Tommy Battle
Mayor

Date: _____

ATTESTED:

Family Services Center, INC.
an Alabama Non-Profit Corporation

By: *Lera Johnston*

By: *[Signature]*

Date: 05/11/2016

Its: chairperson.