

**CITY COUNCIL AGENDA ITEM COVER MEMO**

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

Meeting Type: Regular

Meeting Date: May 26, 2016

Action Requested By: Fire and Rescue

Agenda Type: Resolution

Subject Matter:

Hold Harmless Agreement

Exact Wording for the Agenda:

Resolution authorizing the Mayor to execute a hold harmless agreement for Huntsville Fire and Rescue to conduct a training exercise on property owned by Goshawk-HTN Properties, Inc., located at 4880 University Drive.

**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.

This property is scheduled for demolition which will provide a unique training opportunity for HFR.

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

Budgeted Item: Not Applicable

MAYOR RECOMMENDS OR CONCURS: Yes

Department Head: 

Date: 5-17-16

## ROUTING SLIP CONTRACTS AND AGREEMENTS

Originating Department: Fire and Rescue Council Meeting Date: 5/26/2016

Department Contact: Lesley Easter Phone # 427-5053

Contract or Agreement: Hold Harmless Agreement

Document Name: Hold Harmless Agreement with Goshawk-HTN Properties, Inc.

City Obligation Amount:  NA

Total Project Budget:  NA

Uncommitted Account Balance:  NA

Account Number:  NA

### Procurement Agreements

<u>Not Applicable</u>	<u>Not Applicable</u>
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### Grant-Funded Agreements

<u>Not Applicable</u>	Grant Name: <input type="text"/>
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Department	Signature	Date
1) Originating	<i>RW McFall</i>	5-17-16
2) Legal	<i>Mary C. Cates</i>	5-20-16
3) Finance	<i>Rachel Biggs</i>	5/20/16
4) Originating	<i>RW McFall</i>	5-17-16
5) Copy Distribution		
a. Mayor's office (1 copies)		
b. Clerk-Treasurer (Original & 2 copies)		

RESOLUTION NO. 16-\_\_\_\_\_

**BE IT RESOLVED** by the City Council of the City of Huntsville, Alabama, does hereby declare in accordance with Code of Alabama (1975) that the Mayor be, and is hereby authorized to execute a Hold Harmless Agreement with Goshawk-HTN Properties, Inc. for Huntsville Fire & Rescue to conduct a training exercise on property located at 4880 University Drive, 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 a "Hold Harmless Agreement for Huntsville Fire & Rescue to conduct a training exercise on property owned by Goshawk-HTM Properties, Inc., located at 4880 University Drive.," consisting of one (1) 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, Alabama.

**ADOPTED** this the 26<sup>th</sup> day of May, 2016.

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

**APPROVED** this the 26<sup>th</sup> day of May, 2016.

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

## Hold Harmless Agreement

In consideration for the City of Huntsville being allowed to conduct a training exercise for employees of its Fire and Rescue Department on property located at 4880 University Drive NW, Huntsville, AL 35816, and owned by Goshawk-HTN Properties, Inc., the City hereby agrees to release and hold harmless Goshawk-HTN Properties, Inc. and its employees from liability arising out of injury to City of Huntsville employees or damage to City of Huntsville property incurred during the said training exercise.

### CITY OF HUNTSVILLE, ALABAMA

BY: \_\_\_\_\_  
Tommy Battle  
Mayor of the City of Huntsville, Alabama

ATTEST:

\_\_\_\_\_  
Kenneth Benion  
City Clerk Treasurer

\_\_\_\_\_  
President of the City Council of the  
City of Huntsville, Alabama  
Date: 5/26/2016