SOUTH TUCSON

THE PUEBLO WITHIN A CITY

CITY OF SOUTH TUCSON RESOLUTION NO: 12-26

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF SOUTH TUCSON, ARIZONA, APPROVING AND ADOPTING AMENDMENT 1 FOR CONTRACT NO: 01-70-S-142544-1009 TO THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (CDBG) BETWEEN THE CITY OF SOUTH TUCSON, ARIZONA (CITY) AND PIMA COUNTY (COUNTY) AND AUTHORIZING THE MAYOR OF THE CITY OF SOUTH TUCSON TO EXECUTE SAID IGA AMENDMENT AND DECLARING AN EMERGENCY TO EXIST

WHEREAS, the **CITY** and the **COUNTY** entered into an Intergovernmental Agreement COUNTY for specific CDBG projects for the original contract for the contract amount of $395,000.00; and

WHEREAS, the **CITY** and the **COUNTY** desire to approve and adopt IGA Amendment Number 1 to **Contract Number 01-70-S-142544-1009** to change the scope of the agreement providing that the CITY enter into a cooperative agreement with the COUNTY that provides for specific guidance, terms and conditions for the provision of Emergency Home Repair services and changing the termination date from December 31, 2011 to December 31, 2012; and

WHEREAS, the parties desire to have the matter presented to Mayor and Council at its June 26, 2012 meeting for the City's consideration; and

WHEREAS, the Mayor and Council of the City of South Tucson have determined that it is in the best interest of the City and its residents to enter into the IGA Amendment with Pima County; and

WHEREAS, it is necessary for the preservation of the peace, health, and safety of the City of South Tucson, Arizona, that an emergency be declared to exist, and that this Resolution be effective immediately upon its passage and adoption.

BE IT RESOLVED by the Mayor and Council of the City of South Tucson, Arizona, that the City hereby gives formal approval and adoption of the IGA Amendment Number 1 and gives authorization for the execution of said IGA Amendment and empowers the Mayor of the City of South Tucson to execute said document.

BE IT FURTHER RESOLVED by the Mayor and Council of the City of South Tucson, Arizona, that, due to an existing emergency declared herein, the immediate effectiveness of this Resolution is necessary to preserve the peace, health, and safety of the City of South Tucson, Arizona, and this Resolution shall therefore be effective upon its passage, adoption and filing with the Pima County Recorder.

PASSED AND ADOPTED by the Mayor and Council of the City of South Tucson, Arizona, this 26th day of June, 2012.

APPROVED/EXECUTED

MAYOR, JENNIFER ECKSTROM

ATTEST:

City Clerk, Veronica B. Moreno

APPROVED AS TO FORM:

City Attorney, Patrick Alan Moran, Esq.

PIMA COUNTY COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION DEPARTMENT
INTERGOVERNMENTAL AGREEMENT AMENDMENT NUMBER 1

PROJECT NAME:	Management and Implementation of the Community Development Block Grant Program
CONTRACTOR:	City of South Tucson 1601 S. 6th Avenue Tucson, AZ. 85713
Contract Number:	01-70-S-142544-1009
Resolution Number:	2009-315
FUNDING:	CDBG GRANT
DISTRICT NO.: 2	

ORG. CONTRACT TERM: 10/01/09 to 12/31/10
TERMINATION DATE PRIOR AMENDS: 12/31/11
TERMINATION DATE THIS AMEND: 12/31/12

CONTRACT AMOUNT:	$395,000.00
AMOUNT PRIOR AMENDMENTS:	$ -0-
AMOUNT THIS AMENDMENT:	$ -0-
REVISED CONTRACT AMOUNT:	$ -0-

INTERGOVERNMENTAL AGREEMENT AMENDMENT

WHEREAS, on December 8, 2009, the Board of Supervisors approved an Intergovernmental Agreement (IGA) for $395,000.00, consisting of federal Community Development Block Grant (CDBG) funds, to CITY OF SOUTH TUCSON (CITY) to provide funding for management and implementation of the Community Development Block Grant Program described in the Project Summary attached as Exhibit A to original IGA, and

WHEREAS, the IGA expires on December 31, 2010 before the projects will be completed and IGA funds are not fully expended; and

WHEREAS, COUNTY and CITY desire to extend the IGA term in order to complete the remaining IGA activity; and

WHEREAS, the Community Development and Neighborhood Conservation Department has received CDBG funds from the U.S. Department of Housing and Urban Development to provide for CDBG projects in low and moderate income county communities; and

WHEREAS, CITY'S projects described in the Project Summary attached as Exhibit A to the original IGA are an appropriate use of CDBG funds.

NOW, THEREFORE, it is agreed as follows:

1. Article 2 – **Scope**, is amended to add Paragraph J to read as follows:

   J. Enter into a cooperative agreement with County that provides specific guidance, terms and conditions for the provision of Emergency Home Repair services.

REMAINDER OF PAGE INTENTIONALLY LEFT BLANK

2. Article 4 – **Term**, is amended to change the termination date as follows:

From: 31st day of December, 2011

To: 31st day of December, 2012

All other provisions of this IGA, not specifically changed by this amendment, shall remain in effect and be binding upon the parties.

This amendment shall be effective upon execution by the Chairman, Board of Supervisors, provided that it has been previously executed by the CITY.

IN WITNESS WHEREOF, the parties do hereby affix their signatures and do hereby agree to carry out the terms of this Amendment and of the original IGA cited herein.

PIMA COUNTY

Chairman, Board of Supervisors

DATE:_____

ATTEST:

Clerk of the Board

te:_____

REVIEWED BY:

Director, Community Development and
Neighborhood Conservation Department

CITY OF SOUTH TUCSON

Mayor:

DATE:_____

ATTEST:

City Clerk

Date:_____

The foregoing Intergovernmental Agreement between Pima County and the City of South Tucson has been reviewed pursuant to A.R.S. §11-952 by the undersigned, who have determined that it is in proper form and is within the powers and authority granted under the laws of the State of Arizona to those parties to the Intergovernmental Agreement represented by the undersigned.

PIMA COUNTY

Karen S. Friar

Karen S. Friar, Deputy County Attorney
Date: 6-15-12

CITY OF SOUTH TUCSON

City Attorney
Date:_____

PIMA COUNTY COMMUNITY DEVELOPMENT AND NEIGHBORHOOD CONSERVATION DEPARTMENT
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CONTRACT AMOUNT:	$395,000.00
AMOUNT PRIOR AMENDMENTS:	$ -0-
AMOUNT THIS AMENDMENT:	$ -0-
REVISED CONTRACT AMOUNT:	$ -0-

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WHEREAS, the IGA expires on December 31, 2010 before the projects will be completed and IGA funds are not fully expended; and

WHEREAS, COUNTY and CITY desire to extend the IGA term in order to complete the remaining IGA activity; and

WHEREAS, the Community Development and Neighborhood Conservation Department has received CDBG funds from the U.S. Department of Housing and Urban Development to provide for CDBG projects in low and moderate income county communities; and

WHEREAS, CITY'S projects described in the Project Summary attached as Exhibit A to the original IGA are an appropriate use of CDBG funds.

NOW, THEREFORE, it is agreed as follows:

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   J. Enter into a cooperative agreement with County that provides specific guidance, terms and conditions for the provision of Emergency Home Repair services.

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This amendment shall be effective upon execution by the Chairman, Board of Supervisors, provided that it has been previously executed by the CITY.

IN WITNESS WHEREOF, the parties do hereby affix their signatures and do hereby agree to carry out the terms of this Amendment and of the original IGA cited herein.

PIMA COUNTY

_____
Chairman, Board of Supervisors

DATE:_____

ATTEST:

_____
Clerk of the Board

ate:_____

CITY OF SOUTH TUCSON

_____
Mayor:

DATE:_____

ATTEST:

_____
City Clerk

Date:_____

REVIEWED BY:

_____
Director, Community Development and
Neighborhood Conservation Department

The foregoing Intergovernmental Agreement between Pima County and the City of South Tucson has been reviewed pursuant to A.R.S. §11-952 by the undersigned, who have determined that it is in proper form and is within the powers and authority granted under the laws of the State of Arizona to those parties to the Intergovernmental Agreement represented by the undersigned.

PIMA COUNTY

Karen S. Friar
Karen S. Friar, Deputy County Attorney
Date: 6-15-12

CITY OF SOUTH TUCSON

_____
City Attorney
Date:_____