



Contract Number: CT-CD-13-645-01
Effective Date: 4-8-14
Term Date: 8-31-2041
Cost: ✓
Revenue: ✓
Total: ✓ NTE:
Action:
Renewal By: 6-1-2041
Term: 8-31-2041
Reviewed by: JL

BOARD OF SUPERVISORS AGENDA ITEM SUMMARY

Requested Board Meeting Date: April 8, 2014

ITEM SUMMARY, JUSTIFICATION &/or SPECIAL CONSIDERATIONS:

Authorization of contract CT-CD 13000000000000000645 between the City of Tucson and Pima County Community Development and Neighborhood Conservation Department (CDNC) to revise contract provisions to meet Federal HUD NSP1 grant requirements recently released by HUD for grant close-out.

CONTRACT NUMBER (If applicable): 13000000000000000645

STAFF RECOMMENDATION(S):

Staff recommends approval by the Board of Supervisors

Procure Dept 03/17/14 PM0208

CORPORATE HEADQUARTERS: Tucson, Arizona

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Ver. 4
Vendor 1
Pgs. 5

To: CoB - 3-26-14
Agenda - 4-8-14
(3)

CLERK OF BOARD USE ONLY: BOS MTG. _____

ITEM NO. _____

PIMA COUNTY COST: 0.00 **and/or REVENUE TO PIMA COUNTY:**\$

FUNDING SOURCE(S): Federal – HUD

(i.e. General Fund, State Grant Fund, Federal Fund, Stadium D. Fund, etc.)

Advertised Public Hearing:

		YES	X	NO
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Board of Supervisors District:

1		2		3		4		5	X	All	
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IMPACT:

IF APPROVED:

County shall authorize contract CT-CD 13000000000000000645 between the City of Tucson and Pima County Community Development and Neighborhood Conservation Department (CDNC) to revise contract provisions to meet Federal HUD NSP1 grant requirements recently released by HUD for grant close-out.

IF DENIED:

County shall not authorize contract CT-CD 13000000000000000645 between the City of Tucson and Pima County Community Development and Neighborhood Conservation Department (CDNC) to revise contract provisions to meet Federal HUD NSP1 grant requirements recently released by HUD for grant close-out.

DEPARTMENT NAME: Community Development and Neighborhood Conservation

CONTACT PERSON: Betty Villegas **TELEPHONE NO.:** 624-2947

**PIMA COUNTY COMMUNITY DEVELOPMENT AND
NEIGHBORHOOD CONSERVATION DEPARTMENT**

PROJECT: NSP1 Subrecipient Agreement

SUBRECIPIENT: City of Tucson

CONTRACT NO: CT 13*645 (formerly CTN 12*190)

CONTRACT AMENDMENT NO: One (1)

CONTRACT

NO. CT-CD-13000000000000000645

AMENDMENT NO. 01

This number must appear on all
invoices, correspondence and
documents pertaining to this
contract.

ORIG CONTRACT TERM: 9/1/2011 to 8/31/2041

TERMINATION DATE PRIOR AMENDS: N/A

TERMINATION THIS AGREEMENT: 8/31/2041

ORIG CONTRACT AMOUNT: \$50,000.00

AMOUNT PRIOR AMENDS: \$ -0-

AMOUNT THIS AMENDMENT: \$ -0-

REV. CONT. AMOUNT: \$50,000.00

NSP1 SUBRECIPIENT AGREEMENT AMENDMENT

WHEREAS, Pima County ("County") sought and received federal funding under Title III of Division B of the Housing and Economic Recovery Act of 2008 (Public Law 110-289) (HERA); and

WHEREAS, on March 19, 2009, the U.S. Department of Housing and Urban Development (HUD) executed the Funding Approval and Grant Agreement for Neighborhood Stabilization Program (NSP) Funds, NSP Grant No. B-08-UN-04-0502, awarding County \$3,086,867.00; and

WHEREAS, on April 8, 2009, County executed the NSP Grant Agreement as County Contract No. 02-70-U-141849-0109 accepting NSP funds; and

WHEREAS, County finds it prudent and in the best interest of county residents to control the distribution and use of program income generated by NSP1 projects to further the goals of Neighborhood Stabilization in Pima County.

NOW, THEREFORE, the parties agree as follows:

I. Article V – Finance, Paragraph A is deleted in its entirety and replaced with the following:

A. Consideration to City for this Agreement is:

1. The NSP1 houses; and
2. Management, maintenance, replacement and operating costs not-to-exceed \$50,000.00 during the first eighteen months of the Agreement term (lease-up reserves).

II. Article VI- Program Income, Paragraph A is deleted in its entirety and replaced as follows:

- A. **Program Income.** All program income shall be returned to County within twenty (20) business days from the end of each quarter in which the program income was received by City. If requested by City, County at its discretion may approve program income for any eligible use as set forth in NSP1 and CDBG rules.

III. **Article VIII-Reporting,** Paragraph B, the introductory paragraph is deleted and replaced as follows:

- B. No later than the 20th business day of the month following each quarter, City shall provide a quarterly performance and expenditure report for the previous quarter which must include all information required by HUD for performance under NSP1. Each report shall include information about the rental operations and program income generated, including but not limited to:

The effective date of this Amendment shall be upon execution by all parties herein.

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

IN WITNESS THEREOF, the parties have affixed their signatures to this Amendment on the dates written below.

PIMA COUNTY:

Chairman, Board of Supervisors Date

ATTEST:

Clerk of the Board

APPROVED AS TO CONTENT:

Margaret M. Kuc 01/07/2014
Department Head Date

APPROVED AS TO FORM:

Karen S. Friar
Karen S. Friar, County Attorney

SUBRECIPIENT:

[Signature] March 4, 2014
Authorized Office Signature Date

Jonathan Rothschild, Mayor
Name and Title (Please Print)

ATTEST:

[Signature] March 4, 2014
Roger W. Randolph, City Clerk

Approved as to form
[Signature] 2014

[Signature]
Asst. City Attorney

CERTIFICATE OF CLERK

City of Tucson

State of Arizona }
County of Pima } ss

I, Roger W. Randolph, the duly appointed and qualified City Clerk of the City of Tucson, Arizona, do hereby certify pursuant to Tucson Code § 2-102 that the following is a true and correct copy of Mayor and Council Resolution No. 22194, which was passed and adopted by the Mayor and Council of the City of Tucson, Arizona, at a meeting held on March 4, 2014, at which a quorum was present.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the City of Tucson, Arizona on March 7, 2014.

*Total of 2 pages certified.
(Exhibits not included)*



City Clerk


ADOPTED BY THE
MAYOR AND COUNCIL

March 4, 2014

RESOLUTION NO. 22194

RELATING TO HOUSING AND COMMUNITY DEVELOPMENT; AUTHORIZING AND APPROVING THE EXECUTION OF AN AMENDMENT TO THE NSP1 SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF TUCSON AND PIMA COUNTY FOR THE NEIGHBORHOOD STABILIZATION PROGRAM 1 (NSP1); AND DECLARING AN EMERGENCY.

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF TUCSON, ARIZONA, AS FOLLOWS:

SECTION 1. The Amendment to the NSP1 Subrecipient Agreement between the City of Tucson and Pima County for the Neighborhood Stabilization Program 1 (NSP1), attached hereto as Exhibit "A", is approved.

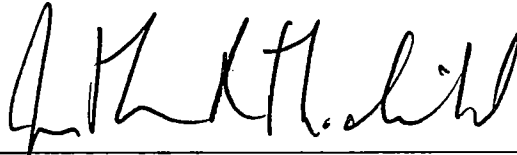
SECTION 2. The Mayor is authorized and directed to execute the said Amendment for and on behalf of the City of Tucson and the City Clerk is authorized and directed to attest the same.

SECTION 3. The various City officers and employees are authorized and directed to perform all acts necessary or desirable to give effect to this resolution.

SECTION 4. WHEREAS, it is necessary for the preservation for the peace, health and safety of the City of Tucson that this resolution become

immediately effective, an emergency is hereby declared to exist, and this resolution shall be effective immediately upon its passage and adoption.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the
City of Tucson, Arizona, March 4, 2014.



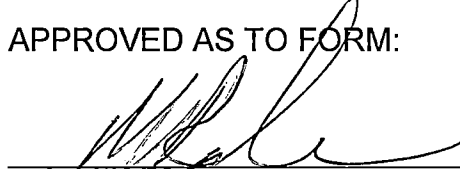
MAYOR

ATTEST:



CITY CLERK

APPROVED AS TO FORM:



CITY ATTORNEY

REVIEWED BY:



CITY MANAGER

JH/ct
2/10/14