



# Huntsville, Alabama

308 Fountain Circle  
Huntsville, AL 35801

## Cover Memo

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**Meeting Type:** City Council Regular Meeting **Meeting Date:** 8/24/2023

**File ID:** TMP-3255

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**Department:** Community Development

**Subject:**

**Type of Action:** Approval/Action

Resolution authorizing the Mayor to execute Modification No. 3 to the agreement between the City of Huntsville, Alabama and First Stop, Inc. for the use of CDBG-CV funds.

Resolution No.

**Finance Information:**

**Account Number:** 515520

**City Cost Amount:** \$ 0

**Total Cost:** \$ 0

**Special Circumstances:**

**Grant Funded:** \$ 2,000,000.00

**Grant Title - CFDA or granting Agency:** CDBG-CV - ADECA

**Resolution #:** 22-374

**Location: (list below)**

**Address:** 206 Stokes Street NW, Huntsville, AL 35805

**District:** District 1 ☐ District 2 ☐ District 3 ☐ District 4 ☒ District 5 ☐

**Additional Comments:** Agreement with First Stop to modify and include additional federal and state regulations to the Personnel and Participant Conditions section.

**RESOLUTION NO. 23-\_\_\_\_\_**

**WHEREAS**, the City of Huntsville, Alabama previously entered into an agreement between First Stop, Inc., for services pursuant to a grant award for FY20 Community Development Block Grant-Coronavirus (CDBG-CV) No. CV-EC-20-101 from the Alabama Department of Economic Affairs under Coronavirus Aid, Relief, and Economic Security Act of 2020 or the "CARES Act," and

**WHEREAS**, First Stop, Inc. requested to amend Personnel and Participant Conditions: Civil Rights (Section IX.A) of their agreement.

**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 execute “Modification No. 3 to the Agreement between the City of Huntsville, Alabama and First Stop, Inc. for the use of ADECA CDBG-CV funds,” consisting of three (3) pages, and the date of August 24, 2023, 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 of the City of Huntsville, Alabama.

**ADOPTED** this the 24th day of August, 2023.

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

**APPROVED** this the 24th day of August, 2023.

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Mayor of The City of Huntsville, Alabama

STATE OF ALABAMA     )

COUNTY OF MADISON    )

**Modification No. 3 to the  
Agreement Between the City of  
Huntsville, Alabama and First  
Stop, Inc. for the use of ADECA  
CDBG-CV funds.**

**MODIFICATION NO. 3**

THIS MODIFICATION IS MADE TO THE AGREEMENT entitled “Agreement Between the City of Huntsville, Alabama and First Stop, Inc., as approved by Resolution No. 22-374 and modified by Resolution No. 22-979 and Resolution No. 23-364, for the use of ADECA CDBG-CV funds” as referenced above and is entered into on this the 24th day of August, 2023 by and between the City of Huntsville, Alabama (City) and First Stop, Inc. (Agency).

**WITNESSETH**

**WHEREAS**, the Agency has indicated a need to amend the Personnel and Participant Conditions: Civil Rights (Section IX.A) of their agreement;

**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 Compliance (Section IX.A.i) and include the Beason-Hammon Clause (IX.A.vi) and Certification of Non-Segregated Facilities (IX.A.vii) of the Agreement as follows:

**IX. PERSONNEL & PARTICIPANT CONDITIONS**

(A).     Civil Rights

i.     Compliance

The Agency agrees to comply with Title VI of the Civil Rights Act of 1964 as amended, Title VIII of the Civil Rights Act of 1968 as amended, Section 402 of the Vietnam Veterans Act of 1974 as amended, Section 104(b) and Section 109 of Title I of the Housing and Community Development Act of 1974 as amended, Section 504 of the Rehabilitation Act of 1973, the Americans with Disabilities Act of 1990, the Age Discrimination Act of 1975, Executive Order 11063, and Executive Order 11246 as amended by Executive Orders 11375, 11478, 12107 and 12086.

\_\_\_\_\_  
President of City Council of the City of  
Huntsville, Alabama  
Date: August 24, 2023

vi. Beason-Hammon Clause

The Agency agrees to comply with the Beason-Hammon Clause. By signing this contract, grant, or other agreement, the contracting parties affirm, for the duration of the agreement, that they will not violate federal immigration law or knowingly employ, hire for employment, or continue to employ an unauthorized alien within the State of Alabama. Furthermore, a contracting party found to be in violation of this provision shall be deemed in breach of the agreement and shall be responsible for all damages resulting therefrom.

vii. Certification of Non-Segregated Facilities

The Agency shall certify that it does not and will not maintain or provide segregated facilities for employees at its establishments, and that employees are not permitted to perform their services at a location under its control where segregated facilities are maintained.

The Parties agree that any form of electronic signature, including but not limited to signatures via facsimile, standing, or electronic mail, may substitute for the original signature and shall have the same legal effect as the original signature.

All other terms and conditions of the Original Agreement remain unchanged and in full force and effect.

**IN WITNESS WHEREOF**, the parties hereto have entered into this agreement, consisting of this page and one (1) preceding page, on the 24th day of August, 2023.


**THE CITY OF HUNTSVILLE**


\_\_\_\_\_  
Tommy Battle, Mayor  
City of Huntsville, Alabama

**ATTEST:**

\_\_\_\_\_  
Shaundrika Edwards, City Clerk  
City of Huntsville, Alabama

**FIRST STOP, INC.**

By: \_\_\_\_\_  
0F962ACE9EF04A3... President

**ATTEST:**   
By: \_\_\_\_\_  
First Stop, Inc.