



# Huntsville, Alabama

305 Fountain Circle  
Huntsville, AL 35801

## Cover Memo

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**Meeting Type:** City Council Regular Meeting **Meeting Date:** 8/8/2024

**File ID:** TMP-4460

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**Department:** Planning

**Subject:**

**Type of Action:** Approval/Action

Resolution authorizing the Mayor to execute Modification No. 1 between the City of Huntsville and Kimely-Horn and Associates, Inc, for extended services.

Resolution No.

**Does this item need to be published?** No

If yes, please list preferred date(s) of publication: N/A

**Finance Information:**

**Account Number:** N/A

**City Cost Amount:** No additional cost

**Total Cost:** N/A

**Special Circumstances:**

**Grant Funded:** N/A

**Grant Title - CFDA or granting Agency:** N/A

**Resolution #:** 23-415

**Location:**

**Address:** N/A

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

**Additional Comments:**

## **RESOLUTION NO. 24-**

**BE IT RESOLVED** by the City Council of Huntsville, Alabama, that the Mayor be, and is hereby authorized to execute an agreement between Kimley-Horn and Associates, Inc., and the City of Huntsville, a municipal corporation in the State of Alabama, which said agreement is substantially in words similar to that certain document attached hereto and identified as “Modification No. 1 Agreement between the City of Huntsville and Kimely-Horn and Associates, Inc” consisting of two (2) pages, and the date of August 8, 2024, 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 8<sup>th</sup> day of August, 2024.

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

**APPROVED** this the 8<sup>th</sup> day of August, 2024.

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Mayor of the City of Huntsville, Alabama

**MODIFICATION NO. 1 TO  
AGREEMENT BETWEEN THE CITY  
OF HUNTSVILLE AND KIMLEY-HORN  
AND ASSOCIATES, INC.**

STATE OF ALABAMA     )  
                                      )  
COUNTY OF MADISON    )

**MODIFICATION NO. 1 TO PROFESSIONAL SERVICES  
AGREEMENT BETWEEN THE CITY OF HUNTSVILLE  
AND KIMLEY-HORN AND ASSOCIATES, INC.**

This Modification No. 1 to Agreement is made this 8<sup>th</sup> day of August, 2024, by and between the City of Huntsville, Alabama, a municipal corporation (hereinafter referred to as the “City”) and Kimley-Horn and Associates, Inc. (hereinafter referred to as “Kimley-Horn”). The City and Kimley-Horn hereby agree as follows:

**RECITALS**

**WHEREAS**, the City and Kimley-Horn entered into an Agreement for Kimley-Horn to provide “Long-Term Planning and Envisioning Work for West Huntsville Annexed Property along I-65 Corridor Huntsville, Limestone County, Alabama” on May 11, 2023 pursuant to Resolution No. 23-415 of the Huntsville City Council; and

**WHEREAS**, the parties mutually desire to extend the performance time for the Work set forth in the Agreement to September 30, 2024; and

**WITNESSETH**

**NOW THEREFORE**, in consideration of the mutual promises and covenants, herein contained, the parties hereby agree as follows, to wit:

1. The period of performance for the Work described in the Agreement is extended to September 30, 2024.
2. The Parties agree that any form of electronic signature, including but not limited to signatures via facsimile, scanning, or electronic mail, may substitute for the original signature and shall have the same legal effect as the original signature.
3. All other terms and conditions remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the parties hereto, by their respective duly authorized officers or representatives, have each executed this Modification No. 1, effective as of the date first above written.

CITY OF HUNTSVILLE, ALABAMA

By: \_\_\_\_\_

Tommy Battle

Its: Mayor

Attest: \_\_\_\_\_

Shaundrika Edwards

Its: City Clerk

KIMLEY-HORN AND ASSOCIATES, INC.

By: \_\_\_\_\_

Its: \_\_\_\_\_