

EAGLE URBAN RENEWAL AGENCY
THE URBAN RENEWAL AGENCY OF THE CITY OF EAGLE

RESOLUTION NO. 21-016

BY THE BOARD OF COMMISSIONERS OF THE EAGLE URBAN RENEWAL AGENCY OF EAGLE, IDAHO, A/K/A EURA:

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE URBAN RENEWAL AGENCY OF EAGLE, IDAHO, APPROVING THE AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT FOR EXECUTIVE CONSULTANT SERVICES ("AMENDMENT") BETWEEN THE EAGLE URBAN RENEWAL AGENCY AND AF PUBLIC SOLUTIONS, LLC. ("CONSULTANT"); AUTHORIZING THE EXECUTION OF THE AMENDMENT BY THE CHAIRMAN OR VICE-CHAIRMAN AND SECRETARY; AUTHORIZING ANY TECHNICAL CHANGES TO THE AMENDMENT; AUTHORIZING THE EXECUTIVE DIRECTOR TO TAKE ALL NECESSARY ACTION REQUIRED TO IMPLEMENT THE AMENDMENT; AND PROVIDING AN EFFECTIVE DATE.

THIS RESOLUTION, made on the date hereinafter set forth by the Eagle Urban Renewal Agency of the City of Eagle, Idaho, an independent public body corporate and politic, authorized under the authority of the Idaho Urban Renewal Law of 1965, as amended, Chapter 20, Title 50, Idaho Code, a duly created and functioning urban renewal agency of the City of Eagle, Idaho, hereinafter referred to as the "EURA."

WHEREAS, the EURA, an independent public body, corporate and politic, is an urban renewal agency created by and existing under the authority of and pursuant to the Idaho Urban Renewal Law of 1965, being Idaho Code title 50, chapter 20, as amended and supplemented, and the Local Economic Development Act of 1988, being Idaho Code, Title 50, Chapter 29; as amended and supplemented (collectively the "Act");

WHEREAS, the EURA was established by Resolution No. 06-50 of the City Council of the City of Eagle, Idaho (hereinafter the "City Council"), adopted October 10, 2006;

WHEREAS, the City Council of the City of Eagle, Idaho (the "City"), on December 11, 2007, after notice duly published, conducted a public hearing on the Eagle Revitalization Plan (the "Revitalization Plan");

WHEREAS, following said public hearing the City adopted its Ordinance No. 592 on December 11, 2007, approving the Revitalization Plan and making certain findings;

WHEREAS, EURA and Consultant desire entered into their Professional Services Agreement dated effective September 15, 2020 to provide executive consultant services for the EURA (“Agreement”);

WHEREAS, EURA and Consultant previously amended the Agreement on March 16, 2021 to increase the average hours per week to 15 hours under the scope of work;

WHEREAS, the EURA and Consultant desire to further amend the Agreement to extend the Term of the Agreement;

WHEREAS, the Board of the EURA finds it in the best public interest to approve the Amendment to the Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE BOARD OF COMMISSIONERS OF THE URBAN RENEWAL AGENCY OF EAGLE, IDAHO, A/K/A THE EAGLE URBAN RENEWAL AGENCY, AS FOLLOWS:

Section 1: That the above statements are true and correct.

Section 2: That the Board confirms and authorizes the execution of the Amendment with Consultant as set forth in the Amendment agreement attached hereto as Exhibit A, and that this Amendment has been determined to be in the best interest of the EURA.

Section 3: That the Chairman, Vice-Chairman and Secretary of EURA are hereby authorized to sign and enter into the Amendment.

Section 4: That the Chairman, Vice-Chairman, and Secretary of EURA are hereby authorized to execute all necessary documents required to implement the actions contemplated by the Amendment subject to representations by EURA staff and legal counsel that all conditions precedent to actions contemplated in the Amendment, and any necessary technical changes to the Amendment, or other documents, are acceptable upon advice from EURA's legal counsel that said changes are consistent with the provisions of the Amendment.

Section 5: That this resolution shall be in full force and effect immediately upon its adoption and approval.

PASSED AND ADOPTED by the Eagle Urban Renewal Agency, of Eagle, Idaho, on the 20th day of July 2021.

Signed by the Chairman of the Board of Commissioners and attested by the Secretary to the Board of Commissioners, on this 20th day of July 2021.

APPROVED:

ATTEST:

By _____
Rusty Coffelt, Chair

By _____

Exhibit A

AGREEMENT TO AMEND AND EXTEND AMENDED PROFESSIONAL SERVICES AGREEMENT

~ EXECUTIVE CONSULTANT SERVICES ~

THIS AGREEMENT to Amend the Executive Consultant Services Agreement between the parties dated September 15, 2020 ("Agreement") is made by and between the Eagle Urban renewal Agency (EURA), an independent public body corporate and politic, organized and existing under the laws of the State of Idaho and known as the urban renewal agency of the City of Meridian, Idaho ("MDC"), and AF Public Solutions, LLC., an Idaho Limited Liability Company existing under and by virtue of the laws of the state of Idaho (referred to herein as "Consultant").

WHEREAS, EURA and Consultant entered into the Agreement on September 15, 2020, to provide Executive Director Services to EURA.

WHEREAS, the Parties amended the Exhibit B to the Agreement effective March 16, 2021 to provide for an average of 15 hours per week regarding the scope of work;

WHEREAS, the Parties recognize that the term of their Agreement expires September 30, 2021. Paragraph 14 of their Agreement allows the Parties to amend the terms of their Agreement upon mutual written agreement of the Parties. The Parties desire to amend the Agreement as contained herein with all remaining and terms and conditions in the Agreement remaining intact.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree to amend their Agreement as follows:

1. Paragraph 3 of the Agreement regarding the Term is hereby amended and replaced so that it reads as follows:

3. **TERM.** This Agreement shall commence as of September 22, 2020 and shall remain in effect until September 30, 2021. Thereafter the Agreement will automatically renew for consecutive one-year periods commencing October 1 through September 30 of each year through September 30, 2023. However, nothing in this Section 3 shall limit either parties ability to terminate this Agreement in accordance with Section 17 of the Agreement.

2. All other terms of the Agreement remain the same and in full force and effect.

This Agreement to amend and extend the Amended Administrator Agreement shall be effect this 20th day of July, 2021.

EAGLE URBAN RENEWAL AGENCY

CONSULTANT AF PUBLIC SOLUTIONS, LLC

By: _____

By: _____

Printed Name: Rusty Coffelt

Printed Name: Ashley Ford

Title: Board Chair

Title: Owner/Manager

Attest: _____