City of Carroll

112 E. 5th Street Carroll, Iowa 51401-2799 (712) 792-1000 FAX: (712) 792-0139

MEMO TO: Honorable Mayor and City Council Members

FROM: Mike Pogge-Weaver, City Manager

DATE: September 10, 2020

SUBJECT: Resolution approving an amendment to CAT Agreement 19-CAT-003 with the Enhance Iowa Board for the Carroll Public Library Project

On September 12, 2018 the Enhance Iowa Board awarded the City of Carroll a Community Attraction and Tourism (CAT) grant in the amount of $491,292 for the Carroll Public Library project. On November 11, 2018 the City Council accepted said grant with a project completion date of September 30, 2020.

Due to some final punch list items that need to be completed and waiting on final invoices, the final project invoices will not be received and paid for by September 30, 2020. The City requested and the Enhance Iowa Board granted an extension of the completion date to December 31, 2020.

Attached is an amendment to the Community Attraction and Tourism (CAT) Grant Agreement extending the project completion date from September 30, 2020 to December 31, 2020.

RECOMMENDATION: Mayor and City Council consider approving the amendment to the Community Attraction and Tourism (CAT) grant agreement with Enhance Iowa extending the final completion date to December 31, 2020 and authorize the Mayor to sign said agreement on behalf of the City of Carroll.

RESOLUTION NO. _____

A RESOLUTION APPROVING AND ACCEPTING THE AMENDMENT TO THE COMMUNITY ATTRACTION AND TOURISM (CAT) GRANT AGREEMENT FOR CARROLL PUBLIC LIBRARY PROJECT

WHEREAS, Chapter 17, of the Code of Ordinances of the City of Carroll, Iowa, provides that all contracts made by the City be reduced to writing and approved by the City Council by resolution; and

WHEREAS, the amendment to the Community Attraction and Tourism (CAT) Grant Agreement is attached hereto as Exhibit "A"; and

WHEREAS, it is determined that the approval of the attached amended Agreement is in the best interest of the City of Carroll, Iowa;

NOW, THEREFORE, BE IT RESOLVED that the amended Community Attraction and Tourism (CAT) Grant Agreement, attached as Exhibit "A", be authorized and approved, and that the Mayor is authorized to execute the contract on behalf of the City of Carroll.

PASSED AND APPROVED by the City Council of the City of Carroll, Iowa, this 14th day of September, 2020.

CITY COUNCIL OF THE

CITY OF CARROLL, IOWA

By: _____
Eric P. Jensen, Mayor

ATTEST:

By: _____
Laura A. Schaefer, City Clerk

AMENDMENT

PROGRAM:	Community Attraction & Tourism (CAT)
CONTRACT NUMBER:	19-CAT-003
AMENDMENT NUMBER:	1
EFFECTIVE DATE:	August 20, 2020

THIS AMENDMENT is made by and between the ENHANCE IOWA BOARD, 1963 Bell Avenue, Suite 200, Des Moines, Iowa 50315, an agency of the State of Iowa, and City of Carroll (hereafter "Contractor").

Contractor, by correspondence dated August 7, 2020, requested that the contract be amended to extend the completion date to December 31, 2020. Contract Number 19-CAT-003 is hereby modified as follows:

RECIPIENT: City of Carroll
CAT AGREEMENT NUMBER: 19-CAT-003
EFFECTIVE DATE: September 12, 2018
PROJECT NAME: New Library, New Carroll
TOTAL GRANT AMOUNT: $491,292
PROJECT COMPLETION DATE: ~~September 30, 2020~~ December 31, 2020

ARTICLE 1
DEFINITIONS

As used in this Agreement, the following terms shall apply:

1.5 **PROJECT COMPLETION DATE** "Project Completion Date" means ~~September 30, 2020~~ December 31, 2020, which is the date by which the Project tasks are fully constructed and operational.

ARTICLE 8
COVENANTS OF RECIPIENT

8.1 **AFFIRMATIVE COVENANTS** Until the terms of this Agreement are fulfilled, Recipient covenants to the Board that:

(a) **PROJECT WORK; OPERATION AND MAINTENANCE** Recipient shall complete the Project by ~~September 30, 2020~~ December 31, 2020. For the purposes of this section, "complete" means the Project is fully constructed and operational at a level acceptable to the Board. For the duration of this Agreement, Recipient shall operate and maintain the Project facilities at a level acceptable to the Board.

FOR CONTRACTOR:	FOR ENHANCE IOWA BOARD:
_____	_____
Mayor Eric Jensen	John Burns, Board Chair
DATE:	DATE:
_____	_____