

#10B #2

# City of Cambridge

MASSACHUSETTS

In City Council March 31 1975

	YEA	NAY	ABSENT	PRESENT
Mrs. Ackermann	✓			
Mr. Clinton	✓			
Mr. Danehy	✓			
Mr. Duehay	✓			
Mrs. Graham			✓	
Mr. Russell	✓			
Mr. Vellucci	✓			
Mr. Wylie	✓			
Mayor Sullivan	✓			
	8	0	1	

RESOLUTION AUTHORIZING EXECUTION OF AN AMENDATORY GRANT CONTRACT  
FOR NEIGHBORHOOD FACILITIES

BE IT RESOLVED BY the City Council of the City of Cambridge  
as follows:

SECTION 1. Amendatory Contract (herein called the "Amendatory Contract"),  
to amend that certain Neighborhood Facilities Grant Contract No. B-1,077  
dated the \_\_\_\_\_ day of \_\_\_\_\_, by and between the City of Cambridge  
(herein called the "Public Body") and the UNITED  
STATES OF AMERICA (herein called the "Government"), a copy of which is  
attached hereto and marked Exhibit "A", is hereby in all respects approved.

SECTION 2. The City Manager is hereby authorized and directed to  
execute the Amendatory Contract on behalf of the Public Body, and the  
City Clerk is hereby authorized and directed to impress and attest the  
official seal of the Public Body thereto and to forward such Amendatory  
Contract to the Department of Housing and Urban Development, for execution on  
behalf of the Government, together with such other documents relative to the  
approval and execution thereof as may be required by the Government.  
*in City Council. May 31, 1975*

SECTION 3. This Resolution shall take effect immediately. *Adopted by yeas and nays*  
Yeas 8 Nays 0 Absent 1

*Paul E. Seal*  
City Clerk

CERTIFICATE

I, the undersigned, hereby certify: (1) that I am duly appointed, qualified  
and acting City Clerk of the Public Body designated in the fore-  
(Title of Recording Officer)  
going Resolution Authorizing Execution of Amendatory Grant Contract; (2) that I  
am the custodian of the records of the Public Body including the records of its  
Governing Body designated in the Resolution; (3) that the above copy of the  
Resolution is a true and correct copy of the said Resolution as adopted at a  
duly authorized meeting of the said Governing Body held on \_\_\_\_\_  
and on file and of record; (4) that the said meeting was duly convened and held  
in accordance with all applicable laws and regulations, that a legal quorum was  
present throughout the meeting, that a legally sufficient number of members of  
the said Governing Body voted in the proper manner for the adoption of the said  
Resolution, and that all other requirements for the proper adoption of the said  
Resolution were fully observed; and (5) that no action has been taken by the  
said Governing Body or the Public Body to reconsider, amend or rescind the said  
Resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the Public  
Body this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

(SEAL)

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Type Name)

AMENDMENT TO NEIGHBORHOOD FACILITIES GRANT CONTRACT

THIS AMENDATORY CONTRACT, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 1975, by and between the UNITED STATES OF AMERICA (herein called the "Government") and the CITY OF CAMBRIDGE, MASSACHUSETTS (herein called the "Grantee");

WITNESSETH:

WHEREAS, the parties entered into a certain Contract for Neighborhood Facilities Grant dated the 3rd day of July, 1973, Contract No. B-1,077; and

WHEREAS, the parties desire to amend said Contract in the particulars herein-after set forth;

q NOW, THEREFORE, in consideration of the mutual covenants, promises and representations contained herein and in the Existing Contract, the parties hereto agree as follows:

1. By deleting in Section 4 thereof the words and figures "Three Thousand, Five Hundred Sixty Two Dollars (\$3,562.00)" and substituting therefor the words and figures "Three Thousand, Seven Hundred Twenty One Dollars (\$3,721.00)".
2. By adding a new Section 7 to part one of the Contract reading as follows:

SEC. 7. SPECIAL CONDITIONS.

A. Implementation of Clean Air Act and Federal Water Pollution Control Act - Notwithstanding any other provision of the Contract, the CITY OF CAMBRIDGE, hereby:

- (1) Agrees that any facility which is utilized in the performance of this Contract is not listed on the List of Violating Facilities issued by the Environmental Protection Agency (EPA) pursuant to 40 CFR, section 15.20.
- (2) Agrees to comply with all the requirements of section 114 of the Clean Air Act, as amended, (42 U.S.C. 1857 c-9) and section 308 of the Federal Water Pollution Control Act, as amended, (33 U.S.C. 1318) relating to inspection, monitoring, entry, reports, and information, as well as all other requirements specified in the above statutory provisions, and all regulations and guidelines issued thereunder.

*Exhibit "A"*

- (3) Agrees to give prompt notice of any notification received from the Director, Office of Federal Activities, EPA, indicating that any facility utilized or to be utilized under the contract is under consideration for listing on the EPA List of Violating Facilities.
- (4) Agrees to insert in covered third party contracts, unless exempted pursuant to EPA regulations, the criteria and requirements set forth in paragraphs (a) through (d); and to take such action as the Government may direct as a means of enforcing such provisions. (\*The term "covered third party contracts" shall include contracts for demolition, site clearance, site preparation or rehabilitation.)

IN WITNESS WHEREOF, the Grantee has caused this Contract to be duly executed in its behalf and its seal to be hereunto affixed and attested; and, thereafter, the Government has caused the same to be duly executed in its behalf this \_\_\_\_\_ day of \_\_\_\_\_, 1975.

SEAL

CITY OF CAMBRIDGE

ATTEST

BY \_\_\_\_\_  
\_\_\_\_\_

BY \_\_\_\_\_  
\_\_\_\_\_

UNITED STATES OF AMERICA  
Secretary of Housing and Urban  
Development

BY \_\_\_\_\_  
AUTHORIZED OFFICIAL

RESOLUTION AUTHORIZING EXECUTION OF AN AMENDATORY GRANT CONTRACT  
FOR NEIGHBORHOOD FACILITIES

BE IT RESOLVED BY the City Council of the City of Cambridge  
as follows:

SECTION 1. Amendatory Contract (herein called the "Amendatory Contract"),  
to amend that certain Neighborhood Facilities Grant Contract No. B-1,074  
dated the \_\_\_\_\_ day of \_\_\_\_\_, by and between the City of Cambridge  
(herein called the "Public Body") and the UNITED  
STATES OF AMERICA (herein called the "Government"), a copy of which is  
attached hereto and marked Exhibit "A", is hereby in all respects approved.

SECTION 2. The City Manager is hereby authorized and directed to  
execute the Amendatory Contract on behalf of the Public Body, and the  
City Clerk is hereby authorized and directed to impress and attest the  
official seal of the Public Body thereto and to forward such Amendatory  
Contract to the Department of Housing and Urban Development, for execution on  
behalf of the Government, together with such other documents relative to the  
approval and execution thereof as may be required by the Government.

SECTION 3. This Resolution shall take effect immediately. *In City Council* Mar. 31, 1925  
Adopted by yea and nay Vote  
Yeas 8 Nays 0 Absent 1

*Paul E. Leahy*  
City Clerk

CERTIFICATE

I, the undersigned, hereby certify: (1) that I am duly appointed, qualified  
and acting City Clerk of the Public Body designated in the fore-  
(Title of Recording Officer)  
going Resolution Authorizing Execution of Amendatory Grant Contract; (2) that I  
am the custodian of the records of the Public Body including the records of its  
Governing Body designated in the Resolution; (3) that the above copy of the  
Resolution is a true and correct copy of the said Resolution as adopted at a  
duly authorized meeting of the said Governing Body held on  
and on file and of record; (4) that the said meeting was duly convened and held  
in accordance with all applicable laws and regulations, that a legal quorum was  
present throughout the meeting, that a legally sufficient number of members of  
the said Governing Body voted in the proper manner for the adoption of the said  
Resolution, and that all other requirements for the proper adoption of the said  
Resolution were fully observed; and (5) that no action has been taken by the  
said Governing Body or the Public Body to reconsider, amend or rescind the said  
Resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the Public  
Body this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

(SEAL)

(Signature)

(Type Name)

AMENDMENT TO NEIGHBORHOOD FACILITIES GRANT CONTRACT

THIS AMENDATORY CONTRACT, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 1975, by and between the UNITED STATES OF AMERICA (herein called the "Government") and the CITY OF CAMBRIDGE (herein called the "Grantee");

WITNESSETH:

WHEREAS, the parties entered into a certain Contract for Neighborhood Facilities Grant dated the 30th day of May, 1973, Contract No. B-1,074; and

WHEREAS, the parties desire to amend said Contract in the particulars hereinafter set forth;

NOW, THEREFORE, in consideration of the mutual covenants, promises and representations contained herein and in the Existing Contract, the parties hereto agree as follows:

1. By deleting in Section 5 thereof the words and figures "Three Thousand, Four Hundred Thirty Four Dollars (\$3,434.00)" and substituting therefor the words and figures "Four Thousand, Five Hundred Eleven Dollars (\$4,511.00)".
2. By deleting in Section 8 thereof the word "None" and substituting therefor the following Special Condition:
  - A. Implementation of Clean Air Act and Federal Water Pollution Control Act - Notwithstanding any other provision of the Contract, the CITY OF CAMBRIDGE, hereby:
    - (1) Agrees that any facility which is utilized in the performance of this Contract is not listed on the List of Violating Facilities issued by the Environmental Protection Agency (EPA) pursuant to 40 CFR, section 15.20.
    - (2) Agrees to comply with all the requirements of section 114 of the Clean Air Act, as amended, (42 U.S.C. 1857 c-9) and section 308 of the Federal Water Pollution Control Act, as amended, (33 U.S.C. 1318) relating to inspection, monitoring, entry, reports, and information, as well as all other requirements specified in the above statutory provisions, and all regulations and guidelines issued thereunder.

*Exhibit "A"*

- (3) Agrees to give prompt notice of any notification received from the Director, Office of Federal Activities, EPA, indicating that any facility utilized or to be utilized under the contract is under consideration for listing on the EPA List of Violating Facilities.
- (4) Agrees to insert in covered third party contracts, unless exempted pursuant to EPA regulations, the criteria and requirements set forth in paragraphs (a) through (d); and to take such action as the Government may direct as a means of enforcing such provisions. (\*The term "covered third party contracts" shall include contracts for demolition, site clearance, site preparation or rehabilitation.)

IN WITNESS WHEREOF, the Grantee has caused this Contract to be duly executed in its behalf and its seal to be hereunto affixed and attested; and, thereafter, the Government has caused the same to be duly executed in its behalf this \_\_\_\_\_ day of \_\_\_\_\_, 1975.

SEAL

CITY OF CAMBRIDGE

ATTEST

BY \_\_\_\_\_  
\_\_\_\_\_

BY \_\_\_\_\_  
\_\_\_\_\_

UNITED STATES OF AMERICA  
Secretary of Housing and Urban  
Development

BY \_\_\_\_\_  
AUTHORIZED OFFICIAL

#10 #1

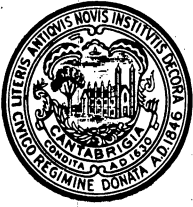
# City of Cambridge

Agenda # 10 Two contracts for  
Hud Neighborhood Facility  
Projects 1004 and 1006.

MASSACHUSETTS

In City Council March 31, 1975 19

	YEA	NAY	ABSENT	PRESENT
Mrs. Ackermann	✓			
Mr. Clinton	✓			
Mr. Danehy	✓			
Mr. Duehay	✓			
Mrs. Graham			✓	
Mr. Russell	✓			
Mr. Vellucci	✓			
Mr. Wylie	✓			
Mayor Sullivan	✓			
	8	0	1	

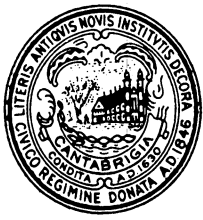


**CITY OF CAMBRIDGE**  
**COMMUNITY DEVELOPMENT DEPARTMENT**  
City Hall Annex Inman & Broadway EXTENSION 344

**To** James L. Sullivan, City Manager  
**From** James L. Farrell, Assistant City Manager  
**Date** March 28, 1975  
**Subject** Amendatory Contracts for HUD Neighborhood Facility Projects  
1004 and 1006.

HUD has increased the amounts of their project inspection fees for the Neighborhood Family Care Center/Margaret Fuller Neighborhood House from \$3434 to \$4511 an increase of \$1077 and for the Cambridge Neighborhood Center from \$3562 to \$3721 an increase of \$159.

These increases necessitate consideration by the Council of the two attached resolutions empowering us to proceed with the signing of the amendatories.



# CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139  
Tel. 876-6800

EXECUTIVE DEPARTMENT  
JAMES L. SULLIVAN  
City Manager


March 31, 1975

To the Honorable, the City Council:

I transmit herewith communication from James L. Farrell, Assistant City Manager for Community Development relative to Amendatory Contracts for HUD Neighborhood Facility Projects Nos: 1004 and 1006, The Blouin Site and the Margaret Fuller House projects respectively.

HUD has increased the amounts of the project inspection fees for these facilities and it is necessary to have approval of your Honorable Body on the attached proposed resolutions in order to proceed with the signing of the amendatories.

Very truly yours,

  
James L. Sullivan  
City Manager

JLS/b

HUD Neighborhood Facility Projects 1004 and 1006.

In City Council,

March 31, 1975

*3/31/75 Two  
Resolutions  
Approved  
P-0-1*