

**RESOLUTION NO. 49
SERIES OF 2020**

**A RESOLUTION APPROVING A FIFTH AMENDMENT TO AGREEMENT BETWEEN THE EAGLE
COUNTY HOUSING AND DEVELOPMENT AUTHORITY AND THE TOWN OF VAIL**

WHEREAS, the Eagle County Housing and Development Authority (the "ECHDA' ") and the Town entered into an agreement dated the 31st day of May, 2016, for certain Services (the "Original Agreement");

WHEREAS, the Original Agreement contemplated that the ECHDA would perform certain Services for the Town with compensation in an amount equal to \$11,700 plus 2% of the deed restricted sales that the ECHDA completes;

WHEREAS, the ECHDA and the Town entered into a First Amendment dated the 18th day of January, 2017 and effective as of the 31st day of December, 2016 to extend the term of the Original Agreement and have ECHDA perform certain Services for additional compensation;

WHEREAS, the ECHDA and the Town entered into a Second Amendment dated the 27th day of February, 2018 and effective as of the 31st day of December, 2017, to extend the term of the Original Agreement and to have the ECHDA perform certain services for additional compensation;

WHEREAS, the ECHDA and the Town entered into a Third Amendment dated the 31st day of December, 2018 and effective as of the 31st day of December, 2018, to extend the term of the Original Agreement and to have the ECHDA perform certain services for additional compensation;

WHEREAS, the ECHDA and the Town entered into a Fourth Amendment dated the 31st day of December, 2019 and effective as of the 31st day of December, 2019, to extend the term of the Original Agreement and to have the ECHDA perform certain services for additional compensation;

WHEREAS, ECHDA and Town desire to modify the scope of Services and compensation for 2021 as set forth in the Agreement attached as **Exhibit A** and made a part hereof by this reference (the "Fifth Amendment "); and

WHEREAS, the term of the Original Agreement expires on the 31st day of December, 2020, and the parties also desire to extend the term for an additional year.

NOW, THEREFORE, BE IT RESOLVED BY TOWN COUNCIL FOR THE TOWN OF VAIL,
STATE OF COLORADO:

Section 1. The Council hereby approves the Fifth Amendment and authorizes the Town Manager to enter into the Fifth Amendment in substantially the same form as attached hereto as **Exhibit A** and in a form approved by the Town Attorney.

Section 2. This Resolution shall take effect immediately upon its passage.

INTRODUCED, READ, APPROVED AND ADOPTED this 1st day of December, 2020.

Dave Chapin, Mayor
Town of Vail

Tammy Nagel
Town Clerk