



Memorandum  
Department of Planning

**18575**

DATE: April 12, 2011

TO: Board of Acquisition and Contract

FROM: Edward Buroughs  
Commissioner, Department of Planning

SUBJECT: Resolution authorizing an Agreement between the County of Westchester and the Village of Port Chester for a Bent Avenue Sidewalk Improvement Project in the Village of Port Chester

The attached resolution authorizes the County of Westchester to enter into an agreement with the Village of Port Chester to provide a grant from the Community Development Block Grant Program (CDBG). The grant will be used for a Bent Avenue sidewalk improvement project in the Village of Port Chester. The term of the agreement is April 13, 2011 to December 31, 2011 and the amount of the grant is \$198,000.00, to be paid pursuant to an approved budget.

The Village of Port Chester plans to implement a sidewalk improvement project on Bent Avenue. The project will include, but is not limited to, removal and installation of concrete pavement and curb, installation of landscaping and drainage improvements.

The agreement will serve the public purpose of public safety and fiscal responsibility by ensuring the public safety of this low/moderate income neighborhood and by securing non-County taxpayer resources. The project will be monitored by Department of Planning staff during semi-monthly site visits during construction to ensure all contractual requirements are met.

This procurement is in compliance with the County of Westchester Procurement Policy Procedures, pursuant to Section 3(a)(xvi), which states that contracts with recipients for disbursement of grants or loans under the Community Development Block Grant Program are exempt.

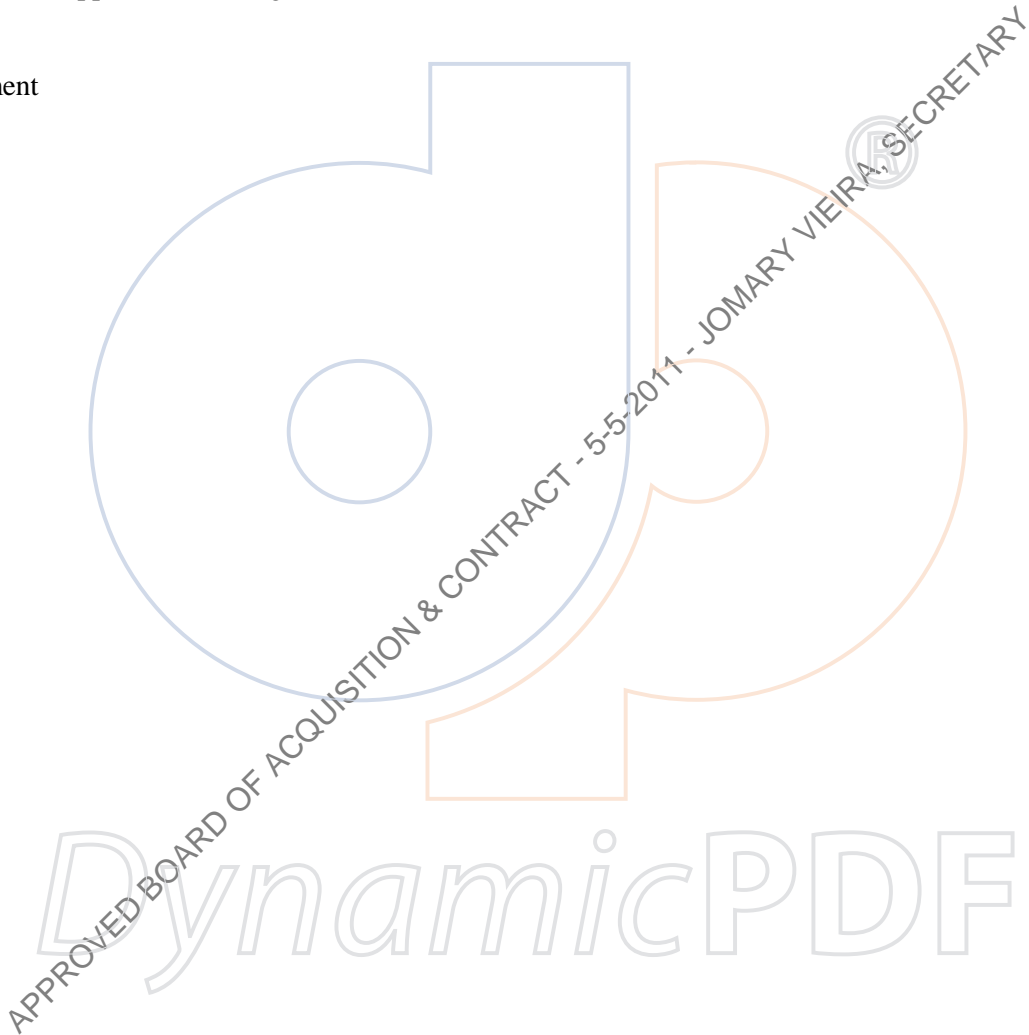
Act # 11-2010, adopted March 15, 2010, by the Westchester County Board of Legislators, authorized the County to file a FY 2009-2013 Consolidated Plan application consisting of an Action Plan for Fiscal Year 2010 as an Urban County to the United States Department of Housing and Urban Development (HUD). Act # 152-2005 authorized the County to enter into cooperation agreements with forty (40) municipalities participating in the program as the first step in qualifying these municipalities to receive these funds during Fiscal Year 2010.

On April 29, 2010, the Board of Acquisition and Contract approved a resolution authorizing the County of Westchester to enter into an agreement with HUD for the thirty-fifth year grant totaling \$8,473,589.00. The allocation for the Community Development Block Grant Program is \$6,378,239.00. This project will be funded from the thirty-fifth year CDBG allocation.

Pursuant to Act No. 11-2010, prior to disbursement of any grant funds received by the County in connection herewith, any recipient must commit in writing to affirmatively further fair housing (“AFFH”) within its borders. Pursuant thereto, such recipient shall agree to certify in writing to the County that it is in compliance with the following terms and conditions, as appropriate, in connection with its commitment to AFFH, in that it will actively further implementation of the Settlement Agreement and Order in *United States of America ex.rel. Anti-Discrimination Center of Metro New York, Inc. v. Westchester County, NY* through recipient’s land use regulations and other affirmative measures to assist development of affordable housing, under such terms and conditions as approved by the County Attorney.

I recommend approval of this agreement.

EB/cp  
Attachment



## RESOLUTION

UPON A COMMUNICATION FROM THE COMMISSIONER, DEPARTMENT OF PLANNING, BE IT HEREBY

RESOLVED, that the County of Westchester is hereby authorized to enter into an agreement with the Village of Port Chester, through the Community Development Block Grant Program, in the amount of \$198,000.00, pursuant to an approved budget, for a term beginning April 13, 2011 and ending December 31, 2011, for a Bent Avenue sidewalk improvement project in the Village of Port Chester. The project will include, but is not limited to, removal and installation of concrete pavement and curb, installation of landscaping and drainage improvements, and be it further

RESOLVED, that the County Executive or his duly authorized designee is authorized to execute any documents and take any actions necessary to effectuate purposes hereof.

Account to be Charged/Credited

		Major Program, Program & Phase	Object	Trust	
Fund	Dept	Or Unit	Sub Object	Account	Dollars
263	19	067K	4380	T067	\$198,000.00

Budget Funding Year(s)  
(must match resolution)

FY 2010 Start Date April 13, 2011 End Date December 31, 2011

Funding Source

Tax Dollars \_\_\_\_\_

State Aid \_\_\_\_\_

**\$198,000.00**  
(must match resolution)

Federal Aid \$198,000.00 – U.S. Department of Housing and Urban Development

Other \_\_\_\_\_

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APPROVED BOARD OF ACQUISITION & CONTRACT - 5/5/2011 - MARY VIEIRA, SECRETARY

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