

66288

DATE: November 27, 2018

TO: Board of Acquisition and Contract

FROM: Norma V. Drummond
Commissioner of Planning

SUBJECT: Resolution authorizing the second amendment to the agreement between the County of Westchester and Hasting-on-Hudson Affordable HDFC to fund the construction of site work and infrastructure improvements all in support of the affordable affirmatively further fair housing development located at 190 Farragut Avenue (formerly known as 184 Farragut Avenue) in the Village of Hastings-on-Hudson, in order to increase the dollar amount and change the expiration date.

On October 30, 2014, your Honorable Board approved a resolution authorizing the County of Westchester to enter into an agreement (the "Agreement") with Hasting-on-Hudson Affordable HDFC to provide funding in an amount not to exceed \$120,000.00 in Non-County FAH Community Development Block Grant Funds under Capital Project BPL50 to finance construction of certain site/infrastructure improvements in support of the affordable affirmatively further fair housing ("AFFH") development located at 190 Farragut Avenue (formerly known as 184 Farragut Avenue) in the Village of Hastings-on-Hudson, which would commence upon execution and continue for a term of two (2) years.

On May 31, 2018 your Honorable Board approved a resolution authorizing an amendment to the agreement between the County of Westchester and Hasting-on-Hudson Affordable HDFC in order to change the expiration date from May 17, 2018 to December 31, 2018.

The parties now desire to amend the Agreement in order change the expiration date from December 31, 2018 to June 30, 2019 and to increase the dollar amount of the agreement from \$120,000.00 to \$155,000.00 an increase of \$35,000.00 of program income received from previous loans made through the Community Development Block Grant Program (CDBG) all in accordance with the program's regulations. The additional funds and time are needed to address unforeseen drainage issues which occurred during several heavy rainstorms.

The goal and objective of this amendment remains to carry out the County's obligations under the Settlement Agreement by constructing affordable AFFH units in accordance with the terms of the Housing Settlement Agreement. In addition, the development will create home ownership and rental opportunities for lower and moderate income individuals and families who may not otherwise be able to afford to purchase or rent a home in Westchester County, which is safe, secure and energy efficient. It will also enhance the neighborhood through its design and landscaping. Department of Planning staff will monitor and track construction, as well as monitor compliance with the affordability requirements.

I recommend approval of this second amendment.

NVD/cp
Attachment

RESOLUTION

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

RESOLVED, that the County of Westchester is hereby authorized to amend the agreement with Hasting-on-Hudson Affordable HDFC (the "Agreement") to provide funding in an amount not to exceed \$120,000.00 in Non-County FAH Community Development Block Grant Funds under Capital Project BPL50 to finance construction of certain site/infrastructure improvements in support of the affordable affirmatively further fair housing ("AFFH") development located at 190 Farragut Avenue (formerly known as 184 Farragut Avenue) in the Village of Hastings-on-Hudson, in order to increase the dollar amount of the agreement from \$120,000.00 to \$155,000.00 an increase of \$35,000.00 with program income received from previous loans made through the Community Development Block Grant Program all in accordance with the Program's regulation and change the expiration date from December 31, 2018 to June 20, 2019; and be it further

RESOLVED, that except as specifically amended hereby, all the other terms and conditions of the Agreement will remain the same; and it is 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.

Original Agreement	\$120,000.00
First Amendment	\$ 0.00
Second Amendment	<u>\$ 35,000.00</u>
 TOTAL	 \$155,000.00

AGREEMENT NUMBER C-FAH-14-32

Account to be
Charged/Credited

		Major Program, Program & Phase	Object/ Sub Object	Trust Account	Dollars
263	19	123M	4380	T123	35,000.00

Budget Funding Year(s) FY 2018 Start Date: May 18, 2016 End Date: June 30, 2019

Funding Source Tax Dollars _____

State Aid _____

\$35,000.00 Federal Aid \$35,000.00 – U.S. Dept. of Housing & Urban Development

(must match resolution)

Other _____