

11714

DATE: May 24, 2010

TO: Board of Acquisition and Contract

FROM: Edward Burroughs
Acting Commissioner

SUBJECT: Resolution Authorizing the Agreement Between the County of Westchester and the Greenburgh Housing Authority for a Playground Improvement Project at Greenvale Circle (Stacey Court) in the Town of Greenburgh

The attached resolution authorizes the County of Westchester to enter into an agreement with the Greenburgh Housing Authority to provide a grant from the Community Development Block Grant Program (CDBG). The grant will be used for a playground improvement project at Greenvale Circle (Stacey Court) in the Town of Greenburgh. The term of the agreement is from June 1, 2010 to May 31, 2011, and the amount of the grant is \$85,000.00.

The Greenburgh Housing Authority plans to renovate the Greenvale Circle (Stacey Court) playground in the Town of Greenburgh. The project will include, but is not limited to, replacing existing play equipment, resurfacing of playground, tree removal, removing existing asphalt and installing new asphalt, installing new age appropriate signage, installing decorative light, installing protection fence for the tree, and lawn restoration.

The agreement will serve the public purpose of protecting the health and safety of the public and promoting fiscal responsibility.

The goal and objective of the agreement is to ensure the public safety of this low/moderate income neighborhood in the Town of Greenburgh. The playground improvement project will provide life enriching recreational opportunities to the residents of this low income housing complex. The project also exhibits fiscal responsibility by securing non-County taxpayer resources. The project will be monitored by the Department of Planning staff, who will make site visits, as well as review the payment requests to make sure all contractual requirements are met.

Should this agreement not be authorized, the hazardous conditions of this playground in this low/moderate income housing complex will continue to deteriorate, causing unsafe conditions to the public.

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 an 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).

On April 29, 2010, the Board of Acquisition and Contract approved a resolution authorizing the County of Westchester to enter into an agreement with the United States Department of Housing and Urban Development for the thirty-fifth year grant totaling \$8,473,589.00 from HUD. 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

APPROVED BOARD OF ACQUISITION & CONTRACT - 6-10-2010 - COUNTY CLERK SECRETARY

RESOLUTION

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

RESOLVED, that the County of Westchester is hereby authorized to enter into an agreement with the Greenburgh Housing Authority, through the Community Development Block Grant Program, in the amount of \$85,000.00, pursuant to an approved budget, for a period beginning June 1, 2010, and ending May 31, 2011, for a playground improvement project at Greenvale Circle (Stacey Court) housing complex in the Town of Greenburgh. The project will include, but is not limited to, replacing existing play equipment, resurfacing of playground, tree removal, removing existing asphalt and installing new asphalt, installing new age appropriate signage, installing decorative light, installing protection fence for the tree, and lawn restoration, and be it further

RESOLVED, that 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.

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.

Recommended for Approval:

Account to be Charged/Credited

		Major Program, Program & Phase	Object/	Trust	
Fund	Dept	Or Unit	Sub Object	Account	Dollars
263	19	067K	4380	T067	\$85,000.00

Budget Funding Year(s) FY 2010 Start Date June 1, 2010 End Date May 31, 2011
(must match resolution)

Funding Source Tax Dollars _____

State Aid _____

\$85,000.00 Federal Aid \$85,000.00 – U.S. Department of Housing and Urban Development

(must match resolution)

Other _____