



Memorandum
Department of Planning

18570

DATE April 18, 2011

TO: Board of Acquisition and Contract

FROM: Edward Buroughs
Commissioner, Department of Planning

SUBJECT: Resolution authorizing an amendment to a prior resolution between the County of Westchester, the Town of Greenburgh and Fairview Housing Development Fund Company Inc. as nominee for Fairview Housing LLC d/b/a/ Greenburgh Housing to construct infrastructure improvements associated with the Fairview Manhattan Park Apartments in the Town of Greenburgh in order to change the expiration date

The attached resolution authorizes the County of Westchester to amend a prior resolution authorizing an agreement between the County of Westchester (the "County"), the Town of Greenburgh (the "Town") and Fairview Housing Development Fund Company Inc. as nominee for Fairview Housing LLC d/b/a Greenburgh Housing its successor or assigns (the "Developer") for infrastructure improvements associated with the Fairview Manhattan Park Apartments located at 90 and 100 Manhattan Avenue and 33 Oak Street all in the Town of Greenburgh (the "Development"). This Development is an existing housing development containing 189 affordable units plus 3 superintendent units located in three buildings. This amendment will change the expiration date from May 14, 2011 to May 14, 2012.

The Town and Developer are requesting an extension of the expiration date as the Town wants to resolve issues with another housing project before moving forward with this project.

On May 28, 2009, your Honorable Board approved a resolution authorizing an agreement between the County, the Town and the Developer. The County Board of Legislators approved the agreement by Act 2009-59 on April 13, 2009. The amount of the agreement is for a not-to-exceed amount of \$1,800,000.00. The term of the agreement is May 15, 2009, to May 14, 2011. The agreement was never executed.

The infrastructure improvements that will occur as a result of the agreement will increase the safety and security of the residents and improve the drainage on the property. Department of Planning staff will track the construction during monthly site visits in conjunction with payment requisitions for this work and monitor continued compliance with affordable housing requirements.

I recommend approval of this amendment.

EB/cp
Attachment

RESOLUTION

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

RESOLVED: that the County is authorized to amend a prior resolution approved on May 28, 2009, authorizing an agreement between the County of Westchester (the "County"), the Town of Greenburgh (the "Town") and Fairview Housing Development Fund Company Inc. as nominee for Fairview Housing LLC d/b/a Greenburgh Housing its successor or assigns (the "Developer") in order to change the expiration date from May 14, 2011 to May 14, 2012; and it is further

RESOLVED: that all the other terms and conditions of the prior resolution 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.

Recommended for Approval.

Original Agreement	\$1,800,000.00
This Amendment	\$ - 0 -
 TOTAL	 \$1,800,000.00
 AGREEMENT NUMBER	 C-HIF-09-47

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
318	19	BPL01-73-S	6050	N/A	\$00.00

Budget Funding Year(s) (must match resolution) FY 2009 Start Date: May 15, 2009 End Date: May 14, 2012

Funding Source

Tax Dollars	\$00.00
State Aid	_____
Federal Aid	_____
Other	_____

\$00.00
(must match resolution)