

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 137/2015**

**RE: AUTHORIZING THE TOWN OF PLEASANT VALLEY TO EXECUTE THE AMENDMENT TO THE EXISTING COOPERATION AGREEMENT DATED JUNE 29, 2000 WITH THE COUNTY OF DUTCHESS FOR THE PURPOSE OF UNDERTAKING COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PROGRAMS PURSUANT TO TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, AND TITLE II OF THE NATIONAL AFFORDABLE HOUSING ACT OF 1990, AS AMENDED**

WHEREAS, the Secretary of Housing and Urban Development of the United States is authorized, under the Community Development Block Grant Program (“CDBG”) of Title I of the Housing and Community Development Act of 1974 (“Act”), as amended, and the HOME Investment Partnership Program (“HOME”) of Title II of the National Affordable Housing Act of 1990, as amended, to make grants to states and other units of general local government to help finance Community Development Programs; and

WHEREAS, the County of Dutchess and the Town of Pleasant Valley (“Cooperating Municipality”) entered into an existing Cooperation Agreement dated June 29, 2000, as amended, to form the Dutchess County Urban County Consortium (“Consortium”) for the purpose of undertaking the CDBG and HOME Programs; and

WHEREAS, the existing Cooperation Agreement must be amended as specified in Schedule A attached; and

WHEREAS, by Town Board Resolution No. 136/2015 the Board agreed to renew the existing Cooperation Agreement for 2016-2018 in accordance with Paragraph 3 of the Cooperation Agreement by executing a requalification ballot; and

WHEREAS, the Town Board deems it to be in the public interest to enter into an amendment to the Cooperation Agreement, Schedule “A” attached; now, therefore, be it

RESOLVED, that Town Supervisor be and hereby is authorized to execute the Cooperation Agreement Amendment between the Municipality and the County of Dutchess for the purposes of undertaking a Community Development Block Program pursuant to Title I of the Housing and Community Development Act of 1974, as amended, and the HOME Investment Partnerships Program of Title II of the National Affordable Housing Act of 1990, as amended.

MOTIONED BY: \_\_\_\_\_

SECONDED BY: \_\_\_\_\_

DATED: July 8, 2015

**ROLL CALL:**

	<u>AYE</u>	<u>NAY</u>
Councilman Albrecht	_____	_____
Councilman Figliozzi	_____	_____
Councilman Latino	_____	_____
Councilwoman Milicaj	_____	_____
Supervisor Campbell	_____	_____

Schedule "A"

AMENDMENT TO AGREEMENT

THIS AGREEMENT, bearing the date set forth below, by and between the County of Dutchess, a municipal corporation of the State of New York, with its principal offices at 22 Market Street, Poughkeepsie, New York 12601 ("County") and ("Cooperating Municipality"), having offices at , to amend the existing Cooperation Agreement (County Contract Number , dated ), is amended, as follows:

1. A paragraph "14" shall be added to read as follows:

14. The Cooperating Municipality and the County of Dutchess may not sell, trade, or otherwise transfer all or any portion of the Community Development Block Grant funds to any other metropolitan city, urban county, unit of local government, or Indian tribe, or insular area that directly or indirectly receives Community Development Block Grant funds in exchange for any other funds, credits or non-Federal consideration, but must use such funds for activities eligible under the Act.

2. A paragraph "15" shall be added to read as follows:

15. In addition to the certifications provided for in Paragraph "11" of the original Cooperation Agreement, the County and Cooperating Municipality hereby agree to affirmatively further fair housing, and comply with Section 504 of the Rehabilitation Act of 1973 and the Age Discrimination Act of 1975.

In all other respects, the provisions of the prior Cooperation Agreement dated June 29, 2000, as amended, shall remain in full force and effect and shall be binding upon the parties referred to below.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement this \_\_\_\_ day of \_\_\_\_\_, 2015.

APPROVED TO FORM:

ACCEPTED: COUNTY OF DUTCHESS

\_\_\_\_\_  
County Attorney's Office

\_\_\_\_\_  
Marcus J. Molinaro  
County Executive

APPROVED TO CONTENT:

COOPERATING MUNICIPALITY

\_\_\_\_\_  
Commissioner of Planning and  
Development

\_\_\_\_\_  
(Chief Elected Official)