

RESOLUTION NO. 2015139

RE: APPROVING HOME CONSORTIUM AGREEMENT WITH  
CITY OF POUGHKEEPSIE PURSUANT TO  
THE HOME INVESTMENT PARTNERSHIP PROGRAM

Legislators MICCIO, ROLISON, MACAVERY, JOHNSON, and FARLEY offer the following and move its adoption:

WHEREAS, as a Community Development Block Grant Program participant meeting the U. S. Department of Housing and Urban Development's HOME Investment Partnership Program funding threshold, the County is an entitlement community under the HOME Investment Partnership Program, and

WHEREAS, the City of Poughkeepsie (City) does not meet the HOME Investment Partnership Program's funding threshold and is not an entitlement community under the HOME Program, and

WHEREAS, Section 216 (2) of the National Affordable Housing Act, (NAHA), provides that a consortium of geographically contiguous units can be considered to be a unit of general local government for purposes of the HOME Investment Partnership Act, and

WHEREAS, the County and the City are geographically contiguous within the meaning of NAHA, and

WHEREAS, the County and the City desire to continue to be considered a Consortium and have sufficient statutory authority under the laws of the State of New York as well sufficient administrative capabilities to carry out the purposes of the HOME on behalf of both municipalities

WHEREAS, as a consortium, the County and the City will be able to access additional federal funds to provide assistance to build affordable housing for those of low and moderate incomes within their boundaries, and

WHEREAS, this Legislature previously authorized consortium agreements between the County and the City , to wit: Resolution No. 200200 for the period October 1, 2000 to September 30, 2003; Resolution No. 203075 for the period October 1, 2003 to September 30, 2006; Resolution No. 206148 for the period October 1, 2006 through September 30, 2009, Resolution No. 209135 for the period October 1, 2009 through September 30, 2012;and Resolution No. 2012141 for the period October 1, 2012 to September 30, 2015, and

WHEREAS, in order to meet Federal requirements with respect to the consortium for the period October 1, 2015 to September 30, 2018 the County and the City must execute a Consortium Agreement, a copy of which is annexed hereto, and

WHEREAS, this Legislature authorizes automatic renewal of this agreement for two successive qualification periods (2019-2021 and 2022-2024) and acknowledges that the agreement must remain in effective at least until the HOME funds from each of the federal fiscal years of the agreement's specified qualification period, and each successive qualification period for which the agreement is renewed, are expended on eligible activities, now, therefore, be it

RESOLVED, that the County Executive is hereby authorized and empowered to execute a Consortium Agreement for the current qualification period and successive three year qualification periods between the County of Dutchess and the City of Poughkeepsie in substantially the same form as annexed hereto, and be it further

RESOLVED, that the City of Poughkeepsie and the County of Dutchess equitably share any HOME Investment Partnership Program funding which becomes available pursuant to the program.

CA-088-15

G-0179

CAB/kvh

Fiscal impact: see attached statement

STATE OF NEW YORK

ss:

COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11<sup>th</sup> day of May 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11<sup>th</sup> day of May 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost \$ \_\_\_\_\_

Total Current Year Revenue \$ \_\_\_\_\_  
and Source

Source of County Funds (check one):  Existing Appropriations,  Contingency,  
 Transfer of Existing Appropriations,  Additional Appropriations,  Other (explain).

Identify Line Items(s):

Related Expenses: Amount \$ \_\_\_\_\_

Nature/Reason:

Anticipated Savings to County: \_\_\_\_\_

Net County Cost (this year): \_\_\_\_\_  
Over Five Years: \_\_\_\_\_

Additional Comments/Explanation:

Prepared by: Anne Saylor

Prepared On: 4/10/15

HOME CONSORTIUM AGREEMENT  
COUNTY OF DUTCHESS/CITY OF POUGHKEEPSIE

THIS AGREEMENT, made this \_\_\_\_\_ day of May, 2015, by and between the County of Dutchess (the "County"), a municipal corporation of the State of New York, having its principal place of business at 22 Market Street, Poughkeepsie, New York 12601 and the City of Poughkeepsie (the "City"), a municipal corporation of the State of New York, having its principal place of business at City Hall, 62 Civic Center Plaza, Poughkeepsie, New York 12602.

WITNESSETH:

WHEREAS, under the Cranston-Gonzales National Affordable Housing Act (hereinafter called NAHA), the Secretary of Housing and Urban Development is authorized to make grants to States and units of general local government to help finance investments in affordable housing, and

WHEREAS, Section 216(2) of NAHA provides that a consortium of geographically contiguous units can be considered to be a unit of general local government for purposes of the HOME Investment Partnerships Act (hereinafter called HOME); and

WHEREAS, the County and the City are geographically contiguous within the meaning of NAHA, and

WHEREAS, the County and the City desire to be considered such a consortium (hereinafter called "Consortium") and have sufficient statutory authority under the laws of the State of New York as well as sufficient administrative capabilities to carry out the purposes of the HOME on behalf of their jurisdictions, and

WHEREAS, the County and the City agree to direct their activities to the alleviation of housing problems within their respective jurisdictions, and

WHEREAS, it is desirable and in the public interest that the County and the City make application for HOME funding as a Consortium in order to maximize receipt of funding under the HOME Program;

NOW THEREFORE, the parties mutually agree as follows:

1. This Cooperation Agreement will cover the time period of October 1, 2015 to September 30, 2018 and will govern activities to be carried out with annual HOME Investment Partnership Program grants from Federal fiscal years 2016, 2017 and 2018 appropriations and from any program income generated from the expenditure of such funds including such additional time as may be required for the expenditure of such funds granted to the Consortium, and may not be terminated during such time. All future agreements will consist of three-year terms. The County will act as lead agency for this grant and will be responsible for its overall administration.
2. The County and City agree to cooperate to undertake or assist in undertaking housing assistance activities for the HOME Investment Partnership Program.
3. The parties authorize the County to act in a representative capacity for the City for the purposes of the HOME Program.
4. The County agrees to assume overall responsibility for insuring that the Consortium's HOME Program is carried out in compliance with the requirements of the program, including 24 CFR Parts 91 and 92 respectively, including 24 CFR 92.350 (a) (5), the provisions of Title VI of the Civil Rights Act of 1964, Title VIII of the Civil Rights Act of 1968, Title II of the Cranston-Gonzalez NAHA, the requirements concerning the Consolidated Plan and all other applicable laws.

5. The County and the City shall obtain resolutions from their respective governing bodies, or other acceptable evidence that each chief executive officer is authorized to sign the Agreement.

6. The County and the City in the furtherance of implementing the HOME Program, shall undertake efforts to affirmatively further the cause of fair housing.

7. This Agreement shall automatically be renewed for the Consortium's participation in two successive qualification periods of three federal fiscal years each (2019-2021 and 2022-2025). No later than the date specified by HUD's consortia designation notice, the County shall notify the City in writing of its right to decide not to participate in the Consortium for the next qualification period and the County shall send a copy of the notification to the HUD Field Office. The City shall respond to the County's notification within thirty (30) days.

If either Consortium Member decides not to participate in the Consortium for the next qualification period, they shall notify the other party and the County shall notify the HUD Field Office, before the beginning of the new qualification period.

Before the beginning of each new qualification period, the County shall submit to the HUD Field Office a statement of whether or not any amendments have been made to this Agreement, a copy of each amendment to this Agreement, and, if the Consortium's membership has changed, the state certification required under 24 C.F.R. § 92.101(a)(2)(i). The Consortium shall adopt any amendments to this Agreement that are necessary to meet HUD requirements for consortium agreements in successive qualification periods.

The automatic renewal of the Agreement will be void if: the County fails to notify the City or the HUD field office as required under this automatic renewal provision or the County fails to submit a copy of each amendment to this Agreement as required under this automatic renewal provision.

8. The term of this Agreement is October 1, 2015 to September 30, 2018 and covers the period necessary to carry out the activities which will be funded from federal fiscal years 2016, 2017, and 2018. The County and the City shall remain as a part of the Consortium for the entire period and shall have no right to withdraw from this Agreement. The County is authorized to amend the Agreement and add new members on behalf of the Consortium.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement.

APPROVED AS TO FORM:

COUNTY OF DUTCHESS:

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

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

\_\_\_\_\_  
City Attorney

APPROVED AS TO CONTENT:

CITY OF POUGHKEEPSIE:

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

\_\_\_\_\_  
John C. Tkazyik  
Mayor

RESOLUTION NO. 200200

RE: APPROVING INTER-MUNICIPAL AGREEMENT WITH CITY OF POUGHKEEPSIE FOR A CONSORTIUM UNDER THE HOME INVESTMENT PARTNERSHIP PROGRAM

Legislators PIZZUTO, MOLINARO, AND JOHNSON offer the following and move its adoption:

WHEREAS, as a Community Development Block Grant Program participant meeting the HOME Investment Partnership Program funding threshold, the County is an entitlement community under the HOME Investment Partnership Program, and

WHEREAS, the City of Poughkeepsie does not meet the HOME Investment Partnership Program's funding threshold and is not an entitlement community under the HOME Program, and

WHEREAS, as a consortium, the County and the City of Poughkeepsie will be able to access additional federal funds to provide assistance to build affordable housing for those of low and moderate incomes within their boundaries, and

WHEREAS, in order to meet Federal requirements with respect to the consortium, the County and the City must execute a consortium agreement, a copy of which is annexed hereto, now, therefore, be it

RESOLVED, that the County Executive is hereby authorized and empowered to execute a consortium agreement between the County of Dutchess and the City of Poughkeepsie in substantially the same form as annexed hereto, and be it further

RESOLVED, that the City of Poughkeepsie be guaranteed an equitable share of the HOME Investment Partnership Program funding.

CA-131-00  
ca G-1036  
5/4/00

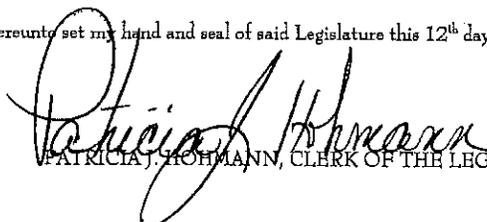
Fiscal Impact: See attached statement

STATE OF NEW YORK  
COUNTY OF DUTCHESS

APPROVED  
  
WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE  
Date June 16, 2000  
DOUGLAS A. McHOU  
Acting County Executive

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 12<sup>th</sup> day of June, 2000, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 12<sup>th</sup> day of June, 2000.

  
PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

RESOLUTION NO. 203075

RE: APPROVING INTER-MUNICIPAL AGREEMENT WITH CITY OF POUGHKEEPSIE FOR A CONSORTIUM UNDER THE HOME INVESTMENT PARTNERSHIP PROGRAM

Legislator Baiano, Kelly, Hinkley, Johnson, Lawrence, and Molinaro offer the following and move its adoption:

WHEREAS, as a Community Development Block Grant Program participant meeting the HOME Investment Partnership Program funding threshold, the County is an entitlement community under the HOME Investment Partnership Program, and

WHEREAS, the City of Poughkeepsie does not meet the HOME Investment Partnership Program's funding threshold and is not an entitlement community under the HOME Program, and

WHEREAS, as a consortium, the County and the City of Poughkeepsie will be able to access additional federal funds to provide assistance to build affordable housing for those of low and moderate incomes within their boundaries, and

WHEREAS, by Resolution No. 200200 this Legislature authorized a consortium agreement between the County and the City for the period October 1, 2001 to September 30, 2003, and

WHEREAS, in order to meet Federal requirements with respect to the consortium for the period October 1, 2003 to September 30, 2006, the County and the City must execute a consortium agreement, a copy of which is annexed hereto, now, therefore, be it

RESOLVED, that the County Executive is hereby authorized and empowered to execute a consortium agreement between the County of Dutchess and the City of Poughkeepsie in substantially the same form as annexed hereto, and be it further

RESOLVED, that the City of Poughkeepsie be guaranteed an equitable share of the HOME Investment Partnership Program funding.

CA-57-03

ca G-1036

3/14/03

Fiscal Impact: See attached statement

STATE OF NEW YORK

COUNTY OF DUTCHESS

ss:

Date \_\_\_\_\_

APPROVED

WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

4/18 2003

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 7<sup>th</sup> day of April, 2003, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 7<sup>th</sup> day of April, 2003.

PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

**Budget, Finance, and Personnel**

**RESOLUTION NO. 206148**

**RE: APPROVING INTER-MUNICIPAL AGREEMENT WITH  
CITY OF POUGHKEEPSIE FOR A CONSORTIUM UNDER  
THE HOME INVESTMENT PARTNERSHIP PROGRAM**

Legislators ROLISON, KNAPP, and JETER-JACKSON offer the following and move its adoption:

WHEREAS, as a Community Development Block Grant Program participant meeting the HOME Investment Partnership Program funding threshold, the County is an entitlement community under the HOME Investment Partnership Program, and

WHEREAS, the City of Poughkeepsie does not meet the HOME Investment Partnership Program's funding threshold and is not an entitlement community under the HOME Program, and

WHEREAS, as a consortium, the County and the City of Poughkeepsie will be able to access additional federal funds to provide assistance to build affordable housing for those of low and moderate incomes within their boundaries, and

WHEREAS, by Resolution No. 2003075 this Legislature authorized a consortium agreement between the County and the City for the period October 1, 2003 to September 30, 2006, and

WHEREAS, in order to meet Federal requirements with respect to the consortium for the period October 1, 2006 to September 30, 2009, the County and the City must execute a consortium agreement, a copy of which is annexed hereto, now, therefore, be it

RESOLVED, that the County Executive is hereby authorized and empowered to execute a consortium agreement between the County of Dutchess and the City of Poughkeepsie in substantially the same form as annexed hereto, and be it further

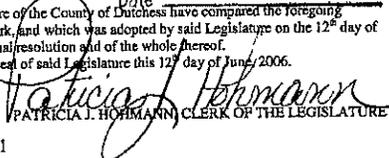
RESOLVED, that the City of Poughkeepsie is guaranteed HOME Investment Partnership Program funding.

CA-75-06 ca/G-1036/C-4738-F  
5/30/06

Fiscal Impact: See attached statement  
STATE OF NEW YORK

ss:  
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 12<sup>th</sup> day of June, 2006, and that the same is a true and correct transcript of said original resolution and of the whole thereof.  
IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 12<sup>th</sup> day of June, 2006.

APPROVED  
  
WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE  
Date June 13, 2006  
  
PATRICIA J. HOHMANN, CLERK OF THE LEGISLATURE

RESOLUTION NO. 209135

RE: APPROVING INTER-MUNICIPAL AGREEMENT WITH CITY OF POUGHKEEPSIE FOR A CONSORTIUM UNDER THE HOME INVESTMENT PARTNERSHIP PROGRAM

Legislators NASH, KUFFNER, JETER-JACKSON, WHITE, ROLISON, FORMAN, and FETTES offer the following and move its adoption:

WHEREAS, as a Community Development Block Grant Program participant meeting the HOME Investment Partnership Program funding threshold, the County is an entitlement community under the HOME Investment Partnership Program, and

WHEREAS, the City of Poughkeepsie does not meet the HOME Investment Partnership Program's funding threshold and is not an entitlement community under the HOME Program, and

WHEREAS, as a consortium, the County and the City of Poughkeepsie will be able to access additional federal funds to provide assistance to build affordable housing for those of low and moderate incomes within their boundaries, and

WHEREAS, this Legislature previously authorized consortium agreements between the County and the City of Poughkeepsie, to wit: Resolution No. 200200 for the period October 1, 2000 to September 30, 2003; Resolution No. 203075 for the period October 1, 2003 to September 30, 2006; and Resolution No. 206148 for the period October 1, 2006 through September 30, 2009, and

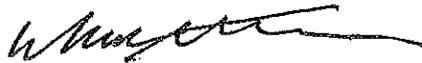
WHEREAS, in order to meet Federal requirements with respect to the consortium for the period October 1, 2009 to September 30, 2012, the County and the City must execute a consortium agreement, a copy of which is annexed hereto, now, therefore, be it

RESOLVED, that the County Executive is hereby authorized and empowered to execute a consortium agreement between the County of Dutchess and the City of Poughkeepsie in substantially the same form as annexed hereto, and be it further

RESOLVED, that the City of Poughkeepsie is guaranteed HOME Investment Partnership Program funding.

CA-74-09 ca/G-1036/C-4738-F  
4/10/09 Fiscal Impact: See attached statement

APPROVED



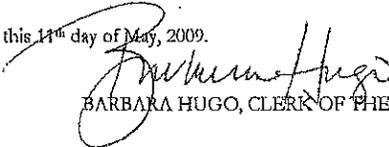
WILLIAM R. STEINHAUS  
COUNTY EXECUTIVE

Date May 27, 2009

STATE OF NEW YORK  
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11<sup>th</sup> day of May, 2009, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 14<sup>th</sup> day of May, 2009.

  
BARBARA HUGO, CLERK OF THE LEGISLATURE

RESOLUTION NO. 2012141

RE: APPROVING INTER-MUNICIPAL AGREEMENT WITH CITY OF POUGHKEEPSIE FOR A CONSORTIUM UNDER THE HOME INVESTMENT PARTNERSHIP PROGRAM

Legislators TRAUDT, BORCHERT, JETER-JACKSON, HORTON, HUTCHINGS, and FLESLAND offer the following and move its adoption:

WHEREAS, as a Community Development Block Grant Program participant meeting the U. S. Department of Housing and Urban Development's HOME Investment Partnership Program funding threshold, the County is an entitlement community under the HOME Investment Partnership Program, and

WHEREAS, the City of Poughkeepsie does not meet the HOME Investment Partnership Program's funding threshold and is not an entitlement community under the HOME Program, and

WHEREAS, as a consortium, the County and the City of Poughkeepsie will be able to access additional federal funds to provide assistance to build affordable housing for those of low and moderate incomes within their boundaries, and

WHEREAS, this Legislature previously authorized consortium agreements between the County and the City of Poughkeepsie, to wit: Resolution No. 200200 for the period October 1, 2000 to September 30, 2003; Resolution No. 203075 for the period October 1, 2003 to September 30, 2006; Resolution No. 206148 for the period October 1, 2006 through September 30, 2009, and Resolution No. 209135 for the period October 1, 2009 through September 30, 2012, and

WHEREAS, in order to meet Federal requirements with respect to the consortium for the period October 1, 2012 to September 30, 2015, the County and the City must execute a consortium agreement, a copy of which is annexed hereto, now, therefore, be it

RESOLVED, that the County Executive is hereby authorized and empowered to execute a consortium agreement between the County of Dutchess and the City of Poughkeepsie in substantially the same form as annexed hereto, and be it further

RESOLVED, that the City of Poughkeepsie and the County of Dutchess equitably share any HOME Investment Partnership Program funding which becomes available pursuant to the program.

CA-73-12 ca/G-1036/C-4738-F 4/13/12

STATE OF NEW YORK
COUNTY OF DUTCHESS

APPROVED
Fiscal Impact: See attached statement
MARCUS J. MOLINARO
COUNTY EXECUTIVE

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of June 2012, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

Date 6/19/12

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of June 2012.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE