

RESOLUTION NO. 5 -77

BY: Donald T. Wood

TO AUTHORIZE THE MAYOR TO CONTRACT WITH THE BOARD OF COUNTY COMMISSIONERS, FRANKLIN COUNTY, OHIO, ON BEHALF OF THE CITY OF BEXLEY, FOR A COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND PROVIDE ACQUISITION SERVICES THEREWITH,

WHEREAS, pursuant to the provisions of Housing and Community Development Act of 1974 (Public Law 93-383, 42 U.S.C. 5301), Franklin County, Ohio, is recognized by the United States Department of Housing and Urban Development as an urban county and entitled to Community Development Block Grant Program funds for urban counties; and

WHEREAS, pursuant to the provisions of Section 307.85, Ohio Revised Code, the Board of County Commissioners, Franklin County, Ohio, is authorized to participate in and cooperate with cities and villages in Franklin County in establishing and operating Federal programs; and

WHEREAS, pursuant to the provisions of Section 307.15, Ohio Revised Code, the Board of County Commissioners, Franklin County, Ohio, is authorized to enter into agreements with cities and villages in Franklin County whereby it is provided that the Board of County Commissioners, Franklin County, Ohio, exercises powers and performs functions or renders services on behalf of the said cities and villages;

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BEXLEY:

Section 1. That City of Bexley is located within the geographical boundaries of Franklin County, Ohio.

Section 2. That the Mayor is hereby authorized and directed on behalf of City of Bexley to enter into an agreement with the Board of County Commissioners, Franklin County, Ohio, for the purpose of cooperating and participating in the remaining three years of the Franklin County Community Development Program pursuant to the Housing and Community Development Act of 1974 (Public Law 93-383, 42 U.S.C. 5301), and Section 570.105 b 3 (iii), Community Development Block Grant Program Rules and Regulations. The agreement as provided herein to be worded according to the draft identified as Exhibit "A" which is attached hereto and made a part hereof.

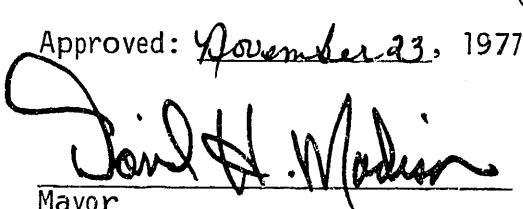
Section 3. That said agreement for which provisions are made in Section 1 hereof shall provide that pursuant to the provisions of Section 307.15, Ohio Revised Code, the Board of County Commissioners, Franklin County, Ohio, shall perform acquisition services for City of Bexley leading to purchase or condemnation of land and structures thereon for property or easements needed in connection with the said Community Development Block Grant Program, title to said property and easements to be taken in the name of the City of Bexley, Ohio.

Adopted: November 22, 1977

Attest: John W. Schuberg  
Clerk of Council

  
President of Council

First Reading October 25, 1977  
Second Reading November 8, 1977

Approved: November 23, 1977  
  
Mayor

11/20/77

COOPERATION AGREEMENT  
FOR  
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM  
RENEWAL AND EXTENSION  
EXHIBIT "A"

WHEREAS THIS AGREEMENT, MADE AND CONCLUDED AT COLUMBUS, OHIO, THIS  
30th day of November, 1977, BY AND BETWEEN THE BOARD OF  
COUNTY COMMISSIONERS, FRANKLIN COUNTY, OHIO, BEING DULY AUTHORIZED IN  
THE PREMISES BY THE PROVISIONS OF A RESOLUTION ADOPTED ON WEDNESDAY,  
SEPTEMBER 28, 1977, HEREINAFTER REFERRED TO AS "BOARD" AND THE CITY  
OF BEXLEY, OHIO, BY DAVID H. MADISON ITS MAYOR, BEING DULY AUTHORIZED  
IN THE PREMISES BY THE PROVISIONS OF RESOLUTION NO. 5 -77  
DATED Nov. 22, 1977 HEREINAFTER REFERRED TO AS "CITY".

NOW THEREFORE, it is hereby agreed by and between the parties hereto,  
upon the considerations herein set forth as follows:

1. Board and City will cooperate in the undertaking or assist in the undertaking of essential community development and housing activities, specifically urban renewal and publicly assisted housing, and other essential activities during the remaining program years of the Franklin County Community Development Program, all in accordance with the Community Development Block Grant Program Rules and Regulations and the applicable provisions of the Ohio Revised Code including but not limited to the Housing and Community Development Act of 1974 (Public Law 93-383, 42 U.S.C. 5301), and Section 570.105 b 3 (iii), Community Development Block Grant Program Rules and Regulations.
2. County-wide community development plan, program budget and housing assistance plan and amendments thereto, shall be binding on said Board and City for the remaining program years of the Franklin County Community Development Program which ends June 30, 1981, or until the program is completed or extended, whichever is later.
3. Mid-Ohio Regional Planning Commission is authorized to act by Board and accepted by City as agent of Board in planning, administrating, and overall coordinating the programs which are the subject of this agreement.
4. Assurances of Compliance previously executed and delivered by City as the same may be modified from time to time to meet the Community Development Block Grant Program Rules and Regulations, shall remain in effect and are hereby incorporated into and made a part of this agreement as if fully rewritten herein.
5. Franklin County Community Development Program carried out by Board reflects the needs of the entire county.

NOW THEREFORE, the Board in consideration of the promises and agreements of City herein set forth, hereby promises and agrees as follows:

1. That it or its agent shall prepare the local portion of the county-wide community development plan, program, budget and housing assistance plan based upon information as to needs, objectives, plans, and programs supplied by City, or its agent, pursuant to the applicable rules and regulations governing the Community Development Block Grant Program.

2. Board assumes full responsibility and all obligations for preparation of the application and execution of the programs including, but not limited to the analysis of needs, setting of objectives, development of plans, programs and budgets, and furnishing assurances and certifications. Board is also responsible for the accomplishment of housing assistance goals.
3. Board shall prepare and submit to appropriate Federal Agency the Franklin County Community Development Program Application, and assume all related responsibilities as to said application.
4. Board shall acquire by purchase or condemnation land and structures thereon for property or easements needed in connection with the Franklin County Community Development Program which is the subject of the agreement, title to said property and easements to be taken in the name of City. Said acquisition procedures shall be accomplished in accordance with applicable provisions of the Uniform Relocation and Real Properties Acquisition Policies Act of 1970 and the Ohio Revised Code and shall include but not necessarily be limited to the following services:
  - a. public notification of intent to acquire
  - b. letter of introduction and notice of public hearing to property owner
  - c. employment of competent appraisers to determine fair market value of property
  - d. title examination
  - e. negotiations with owner for purchase of property or easement
  - f. preparation of closing documents
  - g. preside at closing
  - h. condemnation proceedings, if necessary; and

WHEREAS City in consideration of the promises and agreements of Board herein set forth, hereby promises and agrees as follows:

1. That it will promptly submit to Board needs, objectives, plans, and programs for preparation by Board of the local portion of the county-wide community development plan, program, and budget and housing assistance plan.
2. That it will implement plans concerning community development and housing activities prepared by Board. Board, however, shall retain full responsibility and obligations for preparation and implementation of said plans.

IN WITNESS WHEREOF the parties have hereunto set their hands hereof on the day and year first above written by the Board of County Commissioners, Franklin County, Ohio, being the governing body of the said County, and by the City of Bexley, Ohio, by David H. Madison its Mayor being by a duly enacted Resolution of the City Council of said City.

BOARD OF COUNTY COMMISSIONERS  
FRANKLIN COUNTY, OHIO

DATE

City of Bexley, Ohio  
By David H. Madison  
Mayor

DATE  
\*The terms and provisions of this  
agreement are fully authorized under State  
and Local law.

Assistant Prosecuting Attorney