

AGREEMENT

SEVENTH YEAR HCD PROGRAM

THIS AGREEMENT, entered into this _____ day of _____, 1981, by and between the CITY OF PORTLAND, a municipal corporation of the State of Oregon, hereinafter referred to as "City" and the PORTLAND DEVELOPMENT COMMISSION, hereinafter referred to as "Commission".

WITNESSETH:

WHEREAS, the Federal Housing and Community Development Act provides for grants to the City in lieu of previously existing categorical grant programs; and

WHEREAS, the City has entered or is about to enter into a contract with the United States of America to conduct a Housing and Community Development Program for certain areas (herein referred to as HCD areas) pursuant to Title I of the Housing and Community Development Act of 1974 as amended; and

WHEREAS, the responsibility for management, administration, coordination and planning of the Housing and Community Development Program within the City has been assigned to the Office of Housing and Community Development (herein referred to as HCD): and

WHEREAS, as a part of said program the City has previously contracted with the Commission for the implementation of part of the program and the Commission has presented itself to the City as capable and willing to perform implementation services for the Housing and Community Development Program for the City for the Seventh Year;

NOW, THEREFORE, the parties do mutually agree as follows:

1. Scope of Services

The Commission shall, in a satisfactory and proper manner as determined by the City through HCD, implement the program and perform services herein described in conformance with the application and the City's contract with the United States Department of Housing and Urban Development and all applicable rules and regulations relating thereto:

A. Program Activities - The activities shown as "Attachment A" are approved as part of the Seventh Year HCD Program for implementation by the Commission. The Commission will prepare a maintenance agreement, in advance of any construction, for execution by HCD on each project which will require an on-going public maintenance operating expenditure.

B. Federal Labor Standards - Commission staff will ensure that all contracts awarded under this agreement are in compliance with the applicable Federal Labor Standards. It will continue to maintain file records of Weekly Certified Payroll on contracts awarded by the Commission directly and it will ensure that such records continue to be filed with the City Auditor on contracts awarded by the Commission.

C. Equal Opportunity - Commission staff will ensure that all contracts awarded under this agreement are in compliance with the applicable Equal Employment Opportunity regulations. This will include as a minimum: Providing technical assistance to contractors employed by the Commission; maintaining appropriate records; ensuring contractor compliance; and preparation of required records.

D. Record Keeping and Reporting - The Commission will maintain adequate records of Commission HCD activities in form and manner acceptable to the City. Status reports of all activities and other reports required by HCD, the City, and the Federal Government will be provided in a format acceptable to the City.

2. Program Changes

The program may require changes throughout the year. Major budget changes which by regulation require approval of HUD or Council, shall first be authorized by Council through HCD and the Commission.

Minor adjustments which do not substantially alter the contract and which otherwise do not require Council or HUD approval will be authorized by the Commissioner-in-Charge, or HCD if he/she so designates.

3. Time of Performance

The Commission shall commence the services provided under this Agreement as of July 1, 1981, and such services shall continue for a period of twelve months unless extended by written agreement of both parties hereto.

4. Compensation

The Commission shall be compensated for its services at the actual cost to the Commission and generally in accordance with "Attachment A".

5. Compliance with HUD Regulations

The Commission shall be responsible for insuring all expenditures of the Commission are in accordance with HUD regulations and the contract between the United States of America and the City.

6. Termination

This agreement may be terminated by the City at any time by giving 30 days prior written notice of such termination to the Commission.

CITY OF PORTLAND

By _____
Mayor

By _____
City Auditor

Approved as to Form: _____
City Attorney

PORTLAND DEVELOPMENT COMMISSION

By _____
Chairman

By _____
Secretary

PORTLAND DEVELOPMENT COMMISSION
FY 81-82 HCD PROGRAM

<u>LOAN PROGRAM</u>		\$4,995,000
Single Family Rehab		\$2,720,000
DPL - I	\$ 450,000	
DPL - C	1,295,000	
HCD 3%	487,500	
HCD 6%	487,500	
Multi-Family Rehab (IRL)		1,625,000
Commercial (IRL)		200,000
Historic (IRL)		100,000
Non-Profit		150,000
PIL Reserve		200,000
Total Loans & Security Deposits		<u>4,995,000</u>
 <u>STAFF AND OPERATING</u>		 2,836,903
<u>Housing</u>		
Staff		1,516,515
Single Family	1,200,490	
Multi-Family	451,025	
Less PIL Energy	(135,000)	
 Operating		 834,842
Single Family	495,631	
Multi-Family	186,211	
Housing Technical Assn't	20,000	
CHDI	15,000	
Moving Assn't	50,000	
Disposition	3,000	
Forestry Center	15,000	
Management Assn't	20,000	
LID Subsidy	30,000	
Total Housing		<u>2,351,357</u>
 <u>Economic Development</u>		
Staff		185,970
 Operating		 164,576
Economic Development	124,576	
Technical Assn't	40,000	
Total Economic Development		<u>350,546</u>
 <u>PIL Energy</u>		 <u>135,000</u>
 <u>CAPITAL</u>		 120,000
Clearance		20,000
Housing Recycle		<u>\$ 100,000</u>
 TOTAL 7TH YEAR FUNDING		 <u>\$7,951,903</u>

CARRYOVER - 6TH YEAR FUNDING		\$ 326,000
Thurman-Vaughn	\$214,000	
St. Johns	92,000	
Multi-Family Bond	20,000	
		<hr/>
		8,277,903
Recycled Housing (tied to program income)		<hr/>
		400,000
		<hr/>
TOTAL PDC/HCD PROGRAM		\$8,677,903

ORDINANCE NO. 151886

An Ordinance authorizing an agreement between the City of Portland and the Portland Development Commission providing for assistance in implementing portions of the Seventh Year Housing and Community Development Program with funds advanced by the Department of Housing and Urban Development under the Housing and Community Development Act, in the amount of \$8,677,903, authorizing the delivery of warrants pursuant thereto, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. That by Ordinance No. 151394 adopted April 15, 1981, Council authorized the filing of an application to the Department of Housing and Urban Development for funding of the Seventh Year Housing and Community Development (HCD) Block Grant Program;
2. That approval of the City's application for Housing and Community Development Block Grant funds by the Department of Housing and Urban Development is pending.
3. That the HCD application contained several activities which have been provided by the Portland Development Commission.
4. That in the FY81-82 budget, City Council approved HCD funding for these activities and services to be provided by the Portland Development Commission.
5. That this appropriation includes \$8,277,903 HCD funding and \$400,000 based on income for the Housing Recycle Program for a total HCD/PDC program of \$8,677,903.
6. That an agreement should be entered into with the Commission to continue to provide services to the HCD program in accordance with the City's application as detailed in Exhibit "A" attached.

NOW, THEREFORE, the Council directs:

- a. The Mayor and Auditor are hereby authorized to enter into an agreement with the Portland Development Commission to continue to provide services to the Housing and Community Development Program which is in accordance with the agreement marked Exhibit "A", not to exceed \$8,677,903.

Section 2. The Mayor and Auditor are hereby authorized to draw and deliver warrants pursuant to said contract on the HCD funds.

ORDINANCE No.

Section 3. So that the project described in Section 1 hereof may be continued without interruption, therefore, an emergency hereby is declared to exist and this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **JUL 1 1981**

Mayor Francis Ivancie
Barbara Madigan:hm
June 22, 1981

Attest:


Auditor of the City of Portland

Calendar No. 2183

ORDINANCE No. 151886

Title

An Ordinance authorizing an agreement between the City of Portland and the Portland Development Commission providing for assistance in implementing portions of the Seventh Year Housing and Community Development Program with funds advanced by the Department of Housing and Urban Development under the Housing and Community Development Act, in the amount of \$8,677,903, authorizing the delivery of warrants pursuant thereto, and declaring an emergency.

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
JORDAN		
LINDBERG	1	
SCHWAB	1	
STRACHAN	1	
IVANCIE	1	

FOUR-FIFTHS CALENDAR	
JORDAN	
LINDBERG	
SCHWAB	
STRACHAN	
IVANCIE	

INTRODUCED BY
Mayor Ivancie

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration <i>F. J. ... sok</i>
Safety
Utilities
Works

BUREAU APPROVAL
Bureau: Housing & Community Development
Prepared By: <i>B. Madigan</i> Date: <i>6/22/81</i>
Budget Impact Review: <input type="checkbox"/> Completed <input type="checkbox"/> Not required
Bureau Head: Charles E. Olson <i>C. E. Olson</i>

CALENDAR	
Consent	Regular <input checked="" type="checkbox"/>

NOTED BY
City Attorney
City Auditor
City Engineer

Filed JUN 26 1981

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By *Gordon Howell*
Deputy