

RESOLUTION NO. 3566

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDLANDS APPROVING THE DEVELOPMENT, CONSTRUCTION, AND OWNERSHIP OF LOW-RENT HOUSING PROJECT, OF NOT TO EXCEED 45 DWELLING UNITS, AND APPROVING THE FORM OF COOPERATION AGREEMENT BETWEEN THE CITY OF REDLANDS AND THE HOUSING AUTHORITY OF THE COUNTY OF SAN BERNARDINO AND AUTHORIZING ITS EXECUTION

WHEREAS, it is the policy of this locality to eliminate substandard and other inadequate housing, to prevent the spread of slums and blight, and to realize as soon as feasible the goal of a decent home in a suitable living environment for all of its citizens; and

WHEREAS, under the provisions of the United States Housing Act of 1937, as amended, (herein called the "Act"), the Department of Housing and Urban Development (herein called "HUD") is authorized to provide financial assistance to local public housing agencies (hereinafter called "Local Authority") for undertaking and carrying out the development and operation of low-rent housing projects that will assist in meeting this goal; and

WHEREAS, Section 34313 of the California Health and Safety Code, as amended, provides that no low-rent housing project shall be developed, constructed, or owned by the Local Authority until the governing body of the locality has by resolution approved such projects; and

WHEREAS, pursuant to Section 15(7)(b) of the Act, as amended, before HUD can provide financial assistance to a local low-rent housing project, it is necessary that the local governing body enter into a Cooperation Agreement with the Local Authority providing for local cooperation in connection with such housing project; and

WHEREAS, pursuant to Section 34515 of the California Health and Safety Code express authority is given for local governing bodies to enter into agreements with housing authorities providing for local cooperation with respect to low-rent housing projects; and

WHEREAS, pursuant to and in compliance with the provisions of Section 34518 of the California Health and Safety Code, this governing body did on March 6, 1979, adopt Resolution No. 3560 authorizing the publication in a newspaper of general circulation, on March 7, 1979, and on March 13, 1979, of a notice of a public hearing to be held March 20, 1979, before this governing body for the purpose of giving all interested persons an opportunity to be heard as to whether such Cooperation Agreement should be entered into; and there has been made available at least three copies of the proposed Cooperation Agreement for inspection by interested persons prior to the mentioned public hearing; and

WHEREAS, the notices for a public hearing have been published as above provided, and this governing body has held a public hearing starting at the hour of 7:00 P.M. on the 20th day of March, 1979, giving all interested persons an opportunity to be heard as to whether the proposed Cooperation Agreement in the form attached hereto should be entered into, which said hearing has been concluded with all matters in connection therewith having been fully considered by this body;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Redlands as follows:

1. There exists in this locality a need for such low-rent housing at rents within the means of low-income families or persons.

2. The City of Redlands does hereby approve the development, construction, and ownership by the Local Authority of the projects as defined in Paragraph 1(a) of the Cooperation Agreement.

3. This governing body, after having held a public hearing and giving all interested persons an opportunity to be heard, hereby determines, pursuant to the provisions of the California Housing Cooperation Law (being Chapter 2 of Part 2 of Division 24 of the California Health and Safety Code), to enter into a Cooperation Agreement in substantially the form attached hereto with the Local Authority.

The Mayor of this governing body is hereby authorized and directed to execute such Cooperation Agreement in the name and on behalf of the City of Redlands and the City Clerk is hereby authorized and directed to affix or impress the official seal of this governing body thereon and to attest the same. Such Cooperation Agreement shall be in substantially the form of the agreement attached hereto.

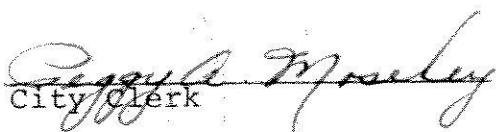
4. This resolution shall become effective immediately.

ADOPTED, SIGNED AND APPROVED this 20th day of March, 1979.


Mayor of the City of Redlands

SEAL

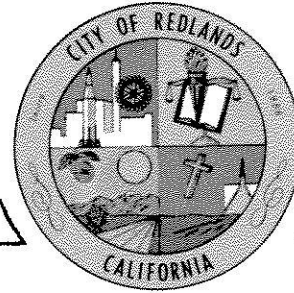
ATTEST:


City Clerk

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City of Redlands

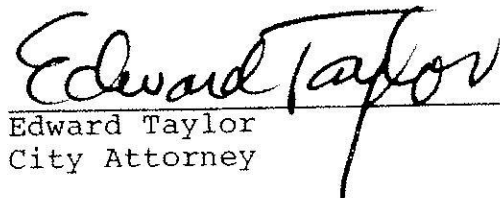


As the Attorney for The City of Redlands my opinion has been requested regarding the Cooperation Agreement which has been entered into between the Housing Authority of the County of San Bernardino and the City of Redlands.

I have examined the Cooperation Agreement which is dated March 20, 1979 and the proceedings which approved the Agreement and authorized its execution. It is my opinion the Resolution(s) and the proceedings which approved the Agreement and the manner in which it has been executed are proper and in accordance with the laws of the State of California and further that the Agreement constitutes a legal and binding obligation of the City Council in accordance with the terms thereof.

Dated this 20th day of March, 1979.

Respectfully submitted


Edward Taylor
City Attorney