

Ordinance No. 671-2023 AS AMENDED

By Council Members Hairston and Griffin
(by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Community Development to provide financial assistance to projects providing housing in the City of Cleveland.

WHEREAS, Ordinance No. 755-2022, passed October 3, 2022, authorized the Director of Community Development to apply for and accept HOME-ARPA funds from the U.S. Department of Housing and Urban Development; and

WHEREAS, the HOME-ARPA funds may be used for four eligible activities, Production or Preservation of Affordable Housing, Tenant-Based Rental Assistance (TBRA), Supportive Services, Homeless Prevention Services, and Housing Counseling, and Purchase and Development of Non-Congregate Shelter; and

WHEREAS, that the list of projects (the "Projects") placed in the file mentioned below, are color-coded by yellow and green, depicting the score assigned to them after being reviewed and approved using a consistent set of standards; and

WHEREAS, this Council finds that the projects described in the File have been reviewed by the Housing Advisory Board on April 26, 2023, in compliance with the Ohio Constitution and statutory requirements and will enhance the availability of adequate housing in the City and will improve the economic and general well-being of the people of the City and it is in the public interest and a proper public purpose for the City to provide and/or assist in providing housing for individuals and families; and

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of the Department of Community Development is authorized to enter into one or more contracts with various entities for the Projects, not to exceed \$5,000,000 per Project, described in File No. 671-2023-A following the appropriate state, local, and/or federal requirements governing the use of Strategic Priority Subfund, General Fund, Residential Neighborhoods Improvement Bond Funds, and/or HOME-ARPA funds. Additional legislative authority is required to authorize the

Ordinance No. 671-2023 AS AMENDED

Director to enter into one or more contracts with an entity included in the yellow-coded Projects in the file.

Section 2. That the Director of Community Development is authorized to accept monies in repayment of loans authorized in this ordinance and to deposit those monies in Fund Nos. 10, 01, 20, and 15, as appropriate.

Section 3. That the City is authorized to accept promissory notes, naming the City of Cleveland as payee, and mortgages, naming the City of Cleveland as mortgagee, and any other security instrument executed to evidence and secure repayment of loans made under the Projects described in the file.

Section 4. That the Director of Community Development is authorized to enter into forbearance agreements with any recipient of a validly existing loan administered by the City, and to charge and accept fees to cover costs incurred in the preparation of loan documents, closing, and servicing costs. Such fees shall be deposited into Fund Nos. 10, 01, or 15, as appropriate.

Section 5. That the costs of the contracts shall not exceed \$20,000,000 from Fund No. 10 SF 400, \$10,000,000 from Fund No. 01-0001-9997, \$1,750,000 from Fund No. 20 SF 598, and \$17,700,000 from Fund No. 15 SF 190. (RQS 8006, RLA 2022-48 and RQS 8006, RLA 2022-59)

Section 6. That the contracts and other appropriate documents needed to complete the transactions authorized by this legislation shall be prepared by the Director of Law.

Section 7. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

GEP:nl
05-22-23
FOR: Director Hernandez

Ord. No. 671-2023 AS AMENDED

**REPORT
after second Reading**

By Council Members Hairston and Griffin (by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Director of Community Development to provide financial assistance to projects providing housing in the City of Cleveland.

READ FIRST TIME
and referred to _____

REPORTS

by the council _____

CITY CLERK

READ SECOND TIME
by the council _____

CITY CLERK

READ THIRD TIME
by the council _____

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. _____ Page _____
