

RESOLUTION NO. 13-2026

A RESOLUTION AUTHORIZING THE MAYOR OF THE VILLAGE OF MADISON TO ENTER INTO AN AGREEMENT WITH THE LAKE COUNTY BOARD OF COMMISSIONERS TO PARTICIPATE IN THE URBAN ENTITLEMENT COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM AND FOR THE UTILIZATION OF FUNDS MADE AVAILABLE BY THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, AND DECLARING AN EMERGENCY.

WHEREAS, the Housing and Community Development Act of 1974, as amended, provides an entitlement of funds for community development purposes for urban counties; and

WHEREAS, Lake County will be designated as an "Urban County" provided that it secures the continued commitments with various political subdivisions in Lake County; and

WHEREAS, the Mayor and Council of the Village of Madison may desire the use of "CDBG Urban County Entitlement Funds" for needed public improvements in Lake County and its municipalities; and

WHEREAS, by executing the Cooperation Agreement the Village of Madison understands and agrees that it may not apply for grants under the Small Cities or State CDBG Programs for the fiscal years during the period in which it is participating in the Urban County's CDBG program; and

WHEREAS, the Cooperation Agreement covers the following formula funding programs administered by HUD where the County is awarded and accepts funding directly from HUD: the CDBG Program, the HOME Program if the urban county receives HOME funding, and the ESG Program if the urban county receives ESG funding; and the Village of Madison understands and agrees that it may receive a formula allocation under the HOME and ESG Programs only through the Urban County; and this does not preclude the Urban County or the Village of Madison from applying for the HOME or ESG funds from the State, if the State allows; and

WHEREAS, the County shall prepare Applications for FY 2027, 2028 and 2029 CDBG Urban County Entitlement Funds pursuant to the aforementioned Act and until all funds granted and program income received during the three-year program period are expended and the funded activities completed; and neither the County nor the Village of Madison may terminate, withdraw, or be removed from the program during the three-year program period; and

WHEREAS, this Agreement will renew automatically for participation for one successive three-year Urban County qualification period (Federal Fiscal Years 2030, 2031, and 2032), unless the Village of Madison or the County provide written notice to the other party that it elects not to participate in a new qualification period; and the terminating party shall send a copy of the notice of termination to the HUD field office by the date specified on the HUD.gov Urban

Counties website; and the County will notify the Village of Madison in writing of the Village of Madison's right to make this election; and a copy of the County's notification must be sent to the HUD field office by the date specified on the HUD.gov Urban Counties website.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF MADISON, COUNTY OF LAKE, AND STATE OF OHIO:

Section 1. That the Mayor be, and he hereby is, authorized to enter into an agreement with the Lake County Board of Commissioners from the first day of the 2027 program year through and including the last day of the 2029 program year. Said Agreement shall authorize the County to undertake essential Community Development and Housing Assistance Plans and projects eligible under the Housing and Community Development Act of 1974, as amended.

Section 2. That the funds necessary for the purposes of this Resolution authorized thereby shall be paid from "CDBG Urban County Entitlement Funds" under the Housing and Community Development Act of 1974, as amended.

Section 3. That it is found and determined that all action of Council concerning and relating to the adoption of this Resolution were so adopted in meetings open to the public and Council and its Committees acted in full compliance with Chapter 112 of the Codified Ordinances of the Village of Madison, including Section 121.22 of the Ohio Revised Code.

Section 4. That this Resolution is presented as an emergency measure necessary for the immediate preservation and protection of the public peace, health, safety, and welfare of the inhabitants of the City, and for the further reasons to permit the County to submit the documents at the earliest date possible in order to meet Federal deadlines for program eligibility to secure possible funding, wherefore this Resolution shall become effective immediately upon its passage by Council and approval by the Mayor.

PASSED:

1st Reading: 7-27-26

ADOPTED BY COUNCIL: 7-27-26, 2026

By: Mark V. Vest
Mark V. Vest
President of Council

SUBMITTED to the Mayor for approval:

July 27, 2026, 2026

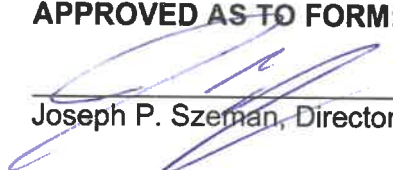
APPROVED by the Mayor: July 27th, 2026, 2026

_____, Mayor
Sam Britton, Jr., Mayor

ADOPTED: July 27th, 2026

ATTEST: 
Kristie Crockett, Fiscal Officer, Clerk of Council

APPROVED AS TO FORM:


Joseph P. Szeman, Director of Law

**COOPERATION AGREEMENT
URBAN COUNTY ENTITLEMENT PROGRAM**

This Agreement, made and entered into this _____ day of _____, 2026, by and between the Political Subdivision of _____, Ohio (hereinafter referred to as "Political Subdivision"), by its Chief Executive Officer, duly authorized by Ordinance No. _____ passed by its Council on the _____ day of _____, 2026; and the County of Lake, Ohio (hereinafter referred to as "County"), duly authorized by a Resolution adopted by its Board of County Commissioners on the _____ day of _____, 2026.

WITNESSETH:

WHEREAS, the Housing and Community Development Act of 1974, as amended, provides an entitlement of funds for community development purposes for urban counties; and

WHEREAS, Lake County may be designated as an Urban County provided that it secures Cooperation Agreements with various political subdivisions in Lake County; and

WHEREAS, the Chief Executive Officer and the Legislative Body of the Political Subdivision of _____ desires the use of "Urban County Entitlement Funds" for needed public improvements in Lake County and its municipalities; and

WHEREAS, the County shall prepare an Application for FY 2027, 2028, and 2029 Urban County Entitlement Funds pursuant to the aforementioned Act for the FY 2027, 2028, and 2029 Program Years; and

WHEREAS, the County and the Political Subdivision agree to cooperate to undertake, or assist in undertaking, essential community development and housing assistance activities, as approved and authorized between the parties in the CDBG Agreements, including the Consolidated Plan; and

WHEREAS, by executing the Cooperation Agreement the participating Political Subdivision understands and agrees that it may not apply for grants under the Small Cities or State CDBG Programs for the fiscal years during the period in which it is participating in the Urban County's CDBG program; and

WHEREAS, this Agreement covers the following formula funding programs administered by HUD where the County is awarded and accepts funding directly from HUD: the CDBG Program, the HOME Program if the urban county receives HOME funding, and the ESG Program if the urban county receives ESG funding; and the participating Political Subdivision understands and agrees that it may receive a formula allocation under the HOME and ESG Programs only through the Urban County; and this does not preclude the Urban County or the Political Subdivision from applying for the HOME or ESG funds from the State, if the State allows; and

WHEREAS, this Agreement shall remain in effect for the three-year program period of the Federal Fiscal Years 2027, 2028, and 2029, and until all funds granted and program income received during the three-year program period are expended and the funded activities completed;

and neither the County nor the Political Subdivision may terminate, withdraw, or be removed from the program during the three-year program period; and

WHEREAS, this Agreement will renew automatically for participation for one successive three-year Urban County qualification period (Federal Fiscal Years 2030, 2031, and 2032), unless the Political Subdivision or the County provide written notice to the other party that it elects not to participate in a new qualification period; and the terminating party shall send a copy of the notice of termination to the HUD field office by the date specified on the HUD.gov Urban Counties website; and the County will notify the Political Subdivision in writing of the Political Subdivision's right to make this election; and a copy of the County's notification must be sent to the HUD field office by the date specified on the HUD.gov Urban Counties website; and

WHEREAS, the Parties agree to adopt amendment(s) to this Agreement as may be required by HUD to meet any new Urban County Qualification requirement(s), when applicable; and failure by either Party to adopt any such amendment, and submit such amendment to HUD, will void the agreement for such qualification period; and the Parties agree to adopt amendment(s), if necessary, to meet requirements at any time during the two qualification periods the agreement is in effect (including at the time of requalification);

WHEREAS, the County and Political Subdivision shall take all actions necessary to assure compliance with the County's certification under Section 104(b) of Title I of the Housing and Community Development Act of 1974, as amended, that the grant will be conducted and administered in conformity with: Title VI of the Civil Rights Act of 1964, and the implementing regulations at 24 CFR Part 1; the Fair housing Act, and the implementing regulations at 24 CFR Part 100, and will comply with the obligation to affirmatively further fair housing; and Section 109 of Title I of the Housing and Community Development Act of 1974, and the implementing regulations at 24 CFR Part 6, which incorporates: Section 504 of the Rehabilitation Act of 1973, and the implementing regulations at 24 CFR Part 8; Title II of the Americans with Disabilities Act of 1974, and the implementing regulations at 28 CFR Part 35; the Age Discrimination Act of 1975, and the implementing regulations at 24 CFR Part 146; Section 3 of the Housing and Urban Development Act of 1968, Uniform Relocation and Real Property Policies Act of 1970 and the implementing regulations at 49 CFR Part 24; Section 104(d) of the Housing and Community Development Act of 1974 and the implementing regulations at 24 CFR Part 42; and all other applicable laws and regulations; and the Parties agree that Urban County funding in no event will be used for activities in, or in support of, any cooperating unit of general local government that impedes the County's actions to comply with the County's fair housing certification and duty to affirmatively further fair housing; and

WHEREAS, the County and the Political Subdivision each have adopted and are enforcing: 1. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and 2. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location that is the subject of non-violent civil rights demonstrations within its jurisdiction; and

WHEREAS, if any CDBG activity is undertaken between the County and the Political Subdivision, where the Political Subdivision desires to undertake and implement the activity,

pursuant to 24 CFR 570.501(b), the Political Subdivision is subject to the same requirements applicable to subrecipients, including the requirement of a written agreement as described in 24 CFR 570.503; and

WHEREAS, Parties to this Agreement understand and agree that they may not sell, trade, or otherwise transfer all or any portion of CDBG funds to a Metropolitan City, Urban County, unit of general local government, or insular area that directly or indirectly receives CDBG funds in exchange for any funds, credits, or non-Federal considerations, but must use such funds for activities eligible under Title I of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, this Agreement gives the County authority to carry out activities which will be funded from annual Community Development Block Grants (CDBG) from FY 2027, 2028, and 2029 appropriations and from any program income generated from the expenditure of such funds; and

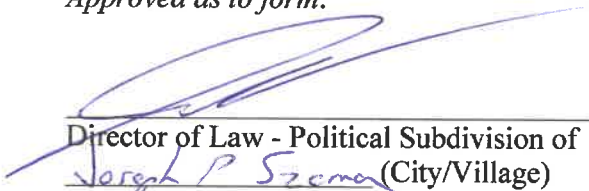
NOW, THEREFORE, the Political Subdivision and the County do hereby promise and agree that:

1. The period of time of this Agreement shall be from the first day of the 2027 program year, through and including the last day of the 2029 program year; and

2. The County will, on behalf of the Political Subdivision, execute essential Community Development and Housing Assistance applications, plans, programs, and projects eligible under the Housing and Community Development Act of 1974 as amended, and the County and the Political Subdivision will cooperate to undertake, or assist in undertaking, essential community development and housing assistance activities.

IN WITNESS WHEREOF, the Political Subdivision and the County have caused this Agreement to be executed by their respective officers thereunto duly authorized as of the day and year first written above.

Approved as to form:

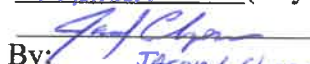


Director of Law - Political Subdivision of
Joseph P. Szema (City/Village)

Madison Village

POLITICAL SUBDIVISION OF

Madison (City/Village)

By: 
Jason L. Chapman
(Mayor, Manager or Administrator)

**BOARD OF COUNTY COMMISSIONERS
OF LAKE COUNTY, OHIO**

Morris W. Beverage III, Commissioner President

John T. Plecnik, Commissioner

Morgan R. McIntosh, Commissioner

Opinion of County's Counsel:

The terms and provisions of this Agreement are fully authorized under State and Local law, and that the Agreement provides full legal authority for the county to undertake or assist in undertaking essential community development and housing assistance activities, specifically urban renewal and publicly assisted housing.

By: _____
Legal Counsel